

JOURNAL OF THE SENATE

Tuesday, May 27, 1941

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Monday, May 26, 1941.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kaner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

A quorum present.

The following prayer was delivered by the Senate Chaplain, Rev. William H. Williams:

"O Lord, God our heavenly Father—Forgive our Sin of unbelief—our Sins of Thought and deed. We beg for the Wisdom of Solomon in his youth—The Strength of Sampson when right—The humility of Magdalene when wrong, and the Faithfulness and helpfulness of the Nightingale to those upon our Battlefield of Life,

In the Name of The Father, Son, and Holy Ghost.—Amen."

The reading of the Journal was dispensed with.

The Journal of Monday, May 26, 1941, was corrected as follows:

One page 17, column 1 between line 11, which reads "only," and line 12, which reads "Senator Beall moved that the rules be further waived and," insert the following:

"Senator Beacham offered the following amendment to House Bill No. 1323:

In title, typewritten bill, after word "Chapter" and before "Special" strike out the figures 18579 and insert the figures 18759.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted."

And as corrected was approved.

Senator Whitaker moved that a committee be appointed to escort Honorable George H. Wilder of Plant City, a pioneer citizen of Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Whitaker, Lewis and Shepherd as the committee.

REPORTS OF COMMITTEES

Senator Adams (30th), Chairman of the Committee on Agriculture and Livestock, submitted the following report:

Senate Chamber

Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Agriculture and Livestock, to whom was referred:

Senate Bill No. 625:

A bill to be entitled An Act relating to distribution and administration of anti-hog cholera serum and hog cholera virus by the State Live Stock Sanitary Board; limiting free distribution thereof to bona fide farmers and providing for distribution of same at cost to all others.

Have had the same under consideration, and recommend that the same pass.

R. S. ADAMS,

Chairman.

And Senate Bill No. 625, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Adams (30th), Chairman of the Committee on Agriculture and Livestock, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Agriculture and Livestock, to whom was referred:

Senate Bill No. 734:

A bill to be entitled An Act to amend Section 1, Section 3 and Section 16 of Chapter 19171, Laws of Florida, Acts of 1939, the same being An Act relating to the registration, inspection, analysis and sale of commercial feeds in this State and prohibiting the sale of fraudulent or adulterated feeds; defining the term commercial feeds, authorizing the Commissioner of Agriculture to fix standards of commercial feeds sold in Florida, providing for guaranties of ingredients of commercial feeds, requiring the fixing of labels, tags or stamps to packages or containers thereof, and the payment of inspection fees from manufacturers of commercial feeds, and fixing penalties for violations of said Act.

Have had the same under consideration, and recommend that the same pass.

R. S. ADAMS,
Chairman.

And Senate Bill No. 734, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Adams (30th), Chairman of the Committee on Agriculture and Livestock, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Agriculture and Livestock, to whom was referred:

House Bill No. 1051:

A bill to be entitled An Act dispensing with duplicate inspection and recording of marks and brands of Live Stock upon transfer of title or possession and whether alive or slaughtered.

Have had the same under consideration and recommend that the same pass, with the following amendment:

Amendment No. 1:

Amend the title by adding at the end thereof: Strike period, insert comma and add: "And providing that no inspection and recording of marks and brands shall be required with respect to live stock shipped into this State in interstate commerce."

R. S. ADAMS,
Chairman.

And House Bill No. 1051, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 89:

A bill to be entitled An Act to declare, designate and establish certain State roads in Gulf County, Florida.

House Bill No. 1001:

A bill to be entitled An Act designating and establishing Certain Roads and Highways in Taylor County, Florida, as State Roads.

May 27, 1941

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House Bill No. 1036:

A bill to be entitled An Act authorizing and empowering municipalities to sell and providing for the State Road Department, the counties and/or any proper State Agency or Commission to purchase certain bridges constructed by the municipalities for the cost of which such municipalities have issued bonds; providing the manner and method of purchase and payment, and declaring, designating and establishing such bridges as State roads.

House Bill No. 1176:

A bill to be entitled An Act designating certain days during which buck deer may be hunted and taken in Lafayette County, Florida.

House Bill No. 1198:

A bill to be entitled An Act validating ratifying and confirming the official Acts and proceedings of the Board of Supervisors of the North Ormond Drainage District in Flagler and Volusia Counties, Florida.

House Bill No. 1214:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Okeechobee County, Florida, to borrow necessary funds for paying all expenses and purchase price in acquiring property for the expansion of of the airport in said county; authorizing the said Board of County Commissioners to repay said loan from race track funds to be received by said County during the fiscal year beginning October 1, 1941 or to levy a tax for the payment of same or to repay same from first funds of the County otherwise collected.

House Bill No. 1220:

A bill to be entitled An Act ratifying, validating, and confirming in every particular that certain Ordinance No. 607 passed by the City Council of the City of Port Tampa on January 7, 1941 and approved by the Mayor of said City on January 23, 1941, said ordinance being known and designated as "The Building Code of the City of Port Tampa" and being entitled "An Ordinance establishing a building code for the City of Port Tampa, Florida; providing rules and regulations for the construction, equipment, maintenance, alterations, repairing, and removal of all buildings, regulations for any and all building operations; providing for a building inspector to supervise such operations and establishing fees for building permits and prescribing penalties for the violation of any provisions of this Ordinance"; and ratifying and confirming all Acts and proceedings had and taken by the officials of said City under said Ordinance.

House Bill No. 1224:

A bill to be entitled An Act defining, designating and limiting the open season in which it may be lawful to take, hunt and kill squirrels in Santa Rosa County, Florida.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1343:

A bill to be entitled An Act to abolish the present municipality of the Town of Hallandale, and to create, establish and organize a municipality to be known and designated as the City of Hallandale, Broward County, Florida, to define its territorial boundaries, which boundaries will be identical with

the boundaries of the existing municipality; to provide for its government, jurisdiction, powers, franchises, immunities, privileges and means for exercising the same; confirming its title to all City property and validating all taxes, assessment and levies heretofore made; and prescribing the general powers to be exercised by said city.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bill contained in the above report was thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 915:

A bill to be entitled An Act to Designate and Establish a certain State road in Gadsden County.

House Bill No. 994:

A bill to be entitled An Act Designating and Establishing certain roads in Martin County, Florida, as State roads.

House Bill No. 1007:

A bill to be entitled An Act to Declare, Designate and Establish certain State roads in Clay County, Florida.

House Bill No. 1019:

A bill to be entitled An Act to Designate a certain road in St. Johns County as a State road.

House Bill No. 1114:

A bill to be entitled An Act making it lawful to sell salt water fish twelve months in each year in Gilchrist County, State of Florida.

House Bill No. 1117:

A bill to be entitled An Act fixing the maximum compensation of Members of the Board of County Commissioners in Gilchrist County, State of Florida; and repealing all laws in conflict herewith.

House Bill No. 1169:

A bill to be entitled An Act to amend Section 1 of Chapter 9540, Laws of Florida, Acts of 1923 being "An Act to make it unlawful for Live Stock to run or roam at large in the following part of Okeechobee County, Florida; Township 37 and Fractional Township 38 of Range 35 and Fractional Township 37 of Ranges 33 and 34 and Fractional Township 38 of Range 34; to provide for the sale of such live stock so running at large; to provide a penalty for the violation of this Act; and providing that persons damaged by such stock running at large may recover damage therefor together with reasonable attorney's fee from the owner of such Live Stock."

House Bill No. 1178:

A bill to be entitled An Act providing for the disposition of funds accruing to Lafayette County, Florida, from the operation of pari-mutuel pools.

House Bill No. 1213:

A bill to be entitled An Act providing for the ratification and confirmation of each and every tax settlement made by the City Clerk, Tax Collector and City Council of the City of Okeechobee, Florida, on Tax Certificates heretofore issued for nonpayment of taxes, and delinquent taxes on lands situated in said city.

House Bill No. 1218:

A bill to be entitled An Act to expressly authorize and empower the City of Port Tampa by Ordinance, to establish a

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building code for said city and provide and prescribe building regulations affecting said city; to adopt by ordinance, rules and regulations for the construction, erecting, alteration, repair, removal or demolition of all buildings now erected or to be erected in said city; to provide regulations for any and all building operations in said city; to provide regulations for the installation, maintenance, and repairs of electrical wiring, for light, heat and power and all plumbing installations; to provide for the creation of a building department for said city and for the appointment of a building inspector to supervise such operations; to provide for permits for building operations, including electrical and plumbing installations and repairs; to provide for permits for all building operations and establish fees for building permits and to prescribe penalties for the violation of provisions of said building code and regulations; to provide procedure for appeals from the action of the building inspector.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1219:

A bill to be entitled An Act validating, ratifying, and confirming all assessments, valuations of properties, and levies of taxes made by the City of Port Tampa, for the years 1940, 1939, 1938, 1937, 1936, 1935, 1934, 1933, 1932, 1931; declaring the same valid and binding liens on the property so assessed; and authorizing collection and enforcement of said taxes in the manner provided by law.

House Bill No. 1237:

A bill to be entitled An Act to provide for the registration and re-registration of all qualified electors in Taylor County, Florida, as a prerequisite for voting; providing for the furnishing and making of a new set of Registration Books in Taylor County Florida; and providing the time, manner and place of registration.

House Bill No. 1256:

A bill to be entitled An Act ratifying and confirming all actions and proceedings of the Board of County Commissioners of Okeechobee County, Florida, relating to the borrowing of funds for the purpose of paying all expenses and purchase price in acquiring property for State Highway purposes; authorizing said Board of County Commissioners to repay said loan from race track funds to be received by Okeechobee County, Florida, during the fiscal year beginning October 1, 1941, or to levy a tax for the payment of said loan or to repay same from the first funds of the County otherwise collected.

House Bill No. 1277:

A bill to be entitled An Act fixing the compensation and expense allowance for the members of the Boards of County Commissioners and members of the Board of Public Instruction, Hamilton County, Florida.

House Bill No. 1313:

A bill to be entitled An Act fixing the maximum compensation of members of the Board of Public Instruction in Gilchrist County, State of Florida; and repealing all laws in conflict herewith.

House Bill No. 1371:

A bill to be entitled An Act to validate all tax assessment levies of the City of Key West, Florida, and the levies of

taxes of said City and the sale by said City of Key West, Florida, of lands for nonpayment of taxes to said City.

House Bill No. 1125:

A bill to be entitled An Act regulating the compensation of the members of the Board of County Commissioners of Counties having a population of not less than 14,100 nor more than 15,000 according to the last Federal census.

House Memorial No. 8:

A Memorial to the President of Congress of the United States of America urging that all possible aid to Great Britain, including patrols and the conveying of ships by the United States Navy, be rendered and furnished immediately.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills and Memorial contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 812:

A bill to be entitled An Act authorizing the licensing and regulation of the business of making loans in all counties in the State of Florida now having or hereafter having a population of not less than 16,110 and not more than 16,185, according to the last Federal Census in sums of three hundred (\$300.00) dollars or less, secured or unsecured, at a greater rate of interest than ten per centum (10%) per annum, as provided and authorized by Chapter 10117, Laws of Florida, Acts of 1925.

House Bill No. 990:

A bill to be entitled An Act to declare, designate and establish certain State Roads in St. Lucie County, Florida; providing for their numbering by the State Road Department of the State of Florida.

House Bill No. 1081:

A bill to be entitled An Act to amend Section 1 of Chapter 18,235, Acts 1937, entitled "An Act designating and establishing a certain State Road to become a part of the system of State Roads for the State of Florida," to provide a clear and definite location of said Road.

House Bill No. 1113:

A bill to be entitled An Act requiring the Board of County Commissioners of Gilchrist County, Florida, and the Board of Public Instruction of Gilchrist County, Florida, to publish monthly statements of their proceedings including itemized statements of receipts and disbursements of all monies received and distributed, in a newspaper published in Gilchrist County, Florida, and provide for the cost of said publication and provide penalty for the violation hereof.

House Bill No. 1138:

A bill to be entitled An Act to fix the salaries of the members of the Boards of Public Instruction in Counties in the State of Florida having a population of not less than 6460 and not more than 6475, according to the Federal census of 1940, and to authorize the payment of such salaries from the County school fund.

House Bill No. 1227:

A bill to be entitled An Act authorizing the State Board of Administration to transfer and pay over to the Board of County Commissioners of Polk County, Florida, for use in the construction and maintenance of Road in Special Road and Bridge Districts in Polk County, moneys collected and

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turned over to the State Board of Administration for the accounts of any Special Road and Bridge District in Polk County, Florida, whose entire bonded indebtedness has been retired.

House Bill No. 1234:

A bill to be entitled An Act fixing the compensation of the County Commissioners of Taylor County, Florida.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 632:

A bill to be entitled An Act to fix the salary of the Supervisor of Registration of Dixie County, Florida; and providing for method of payment thereof.

House Bill No. 1042:

A bill to be entitled An Act authorizing the use by the State Tuberculosis Board of any unused funds heretofore or hereafter appropriated and in excess of its regular operating appropriations for the purpose of matching or supplementing State or Federal or other funds acquired by gift or grant; to borrow money against revenue certificate; to use any of such funds in the construction and equipment of additional facilities.

House Bill No. 1332:

A bill to be entitled An Act to organize and establish a County Court in and for Madison County, Florida; to prescribe the terms thereof; to provide for the appointment of a Prosecuting Attorney for said Court, and prescribing the fees and the salaries of the Judge and the Prosecuting Attorney of the said Court, and to provide for the transfer of causes from other Courts.

House Bill No. 1139:

A bill to be entitled An Act to declare, designate and establish a certain State road in Hendry County, Florida.

House Bill No. 1369:

A bill to be entitled An Act relating to Sumter County, Florida, providing that the Comptroller of the State of Florida shall draw or cause to be drawn warrant or warrants in such sums found sufficient to pay judgments, anticipation notes, bills or debts, or liens due by the Board of Public Instruction of Sumter County, Florida, from the Treasury of the State of Florida, upon the funds in his hands to the credit of Sumter County, Florida, or that may be credited from any source whatsoever to Sumter County, Florida, providing that the State Treasurer of the State of Florida shall pay or cause to be paid all warrant or warrants drawn by the State Comptroller under the provisions of this Act, providing for the use of, and appropriation herewith of funds now in the hands of the State Treasurer of the State of Florida, as Treasurer Ex-Officio of Sumter County, Florida, for the payment of judgments, anticipation notes, bills or debts, or liens due by the Board of Public Instruction of Sumter County, Florida, providing for the delivery of such warrant or warrants herein provided by the Comptroller of the State of Florida, and the payment thereof by the State Treasurer as Treasurer Ex-Officio of Sumter County, Florida; and repealing all laws in conflict herewith.

Committee Substitute for House Bill No. 43:

A bill to be entitled An Act to amend Section 1 of Chapter 17274, Laws of Florida, Acts of 1935, now Section 242, Compiled General Laws of Florida, permanent supplement, entitled: "An Act to permit the retirement of State officials, and State employees under certain conditions, with pay."

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 26:

A bill to be entitled An Act requiring all public officials now or hereafter required to post fidelity or performance bonds, to post bonds written by surety companies authorized to do business in Florida, and providing that such officials shall not be qualified until such bonds are filed, and providing for payment of premiums thereon.

Senate Bill No. 168:

A bill to be entitled An Act providing for nominations for appointments or election to the offices of State Attorneys by a political party in a primary election and providing for the qualifying of candidates therefor.

Senate Bill No. 243:

A bill to be entitled An Act providing for the voluntary resignation and retirement of certain elective officers in towns in the State of Florida, under certain conditions, with pay, and providing when this law shall take effect.

Senate Bill No. 299:

A bill to be entitled An Act to amend Section Thirty-six of Chapter 13644, Laws of Florida, Acts of 1929, entitled: "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the Department of Game and Fresh Water Fish and the office of State Game Commissioner; to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, freshwater fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers, and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh-water fish of hides or fur-bearing animals, to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the State of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water, or land and water, in accordance with the Act of Congress of February 18, 1929; and repealing certain existing laws and statutes; and defining certain terms used therein," in the following particulars: Reducing the daily bag limits on certain species of fresh water fish and limiting possession to one day's bag at any one time.

Senate Bill No. 432:

A bill to be entitled An Act to amend Section 272 of Chapter 19554 of Acts of 1939 relating to the manner and means

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of regulation of execution and inflicting punishment of death in this State so as to provide for and designate the person to execute and carry out the sentence of death.

Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 501:

A bill to be entitled An Act repealing Chapter 16916, Laws of Florida, Acts of 1935, entitled "An Act providing that in Counties of the State of Florida having a population of not less than Thirteen Thousand One Hundred Thirty-Six (13,136) and not more than Thirteen Thousand Two Hundred Eighty (13,280), according to the Federal census of 1930, candidates for election for the Board of County Commissioners, and candidates for election as members of the County Board of Public Instruction, shall be nominated from the County at large instead of by district" subject to a referendum.

House Bill No. 507:

A bill to be entitled An Act providing for an additional Assistant State Attorney for each Judicial Circuit of the State of Florida containing three or more Counties and having three or more Circuit Judges, which Circuit embraces and includes a County having a population of more than 200,000 people according to the last preceding State or Federal census, and providing for the appointment, residence, term of office, powers, duties, and compensation of such Assistant State Attorney.

House Bill No. 807:

A bill to be entitled An Act to amend Section 2 of Chapter 10432, Laws of Florida, Acts of 1939, the same being designated and known as "The Florida Certification Seed Law".

House Bill No. 1301:

A bill to be entitled An Act fixing the fees and taxes to be collected by the Motor Vehicle Commissioner upon the registration or re-registration of automobiles for private use, and repealing all laws or parts of laws in conflict herewith and providing when this Act shall take effect.

House Bill No. 1304:

A bill to be entitled An Act to fix and define the Corporate Limits of the Town of Flagler Beach, in Flagler County, Florida, to prescribe its boundaries and to repeal Section 6 of Chapter 11481, Laws of Florida, Acts of the Extraordinary Session of the Legislature of 1925, as amended by Chapter 10205 Laws of Florida, Acts of 1931.

House Bill No. 1331:

A bill to be entitled An Act to amend Section 174 of Chapter 10941, Laws of Florida, Acts of 1925, entitled "An Act to abolish the present municipal government of the City of New Smyrna, in Volusia County, State of Florida, and to create, establish and organize a municipality to be known and designated as the City of New Smyrna, and to define territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges."

House Bill No. 1337:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Clay County, Florida, to levy a special tax of not to exceed two mills annually for capitalization of indigent inhabitants of said County.

House Bill No. 1340:

A bill to be entitled An Act to legalize, confirm, ratify and validate the proceedings, Acts and transactions of the City of Rockledge, Florida, and its officers and the City Council thereof.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND.

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1236:

A bill to be entitled An Act authorizing and requiring the Board of County Commissioners of Okaloosa County, Florida, to apportion and distribute one-half of all monies and funds received by such Board of County Commissioners under the provisions of and resulting from Chapter 14,832 Laws of Florida, Acts of 1931, and any amendments thereto, for the current construction, maintenance, and repairing of the public free schools of such county.

House Bill No. 1250:

A bill to be entitled An Act empowering the City of Fort Pierce, a municipal corporation, in St. Lucie County, Florida, and the County of St. Lucie, in the State of Florida, to jointly provide, maintain and conduct supervised recreation systems, to acquire, establish, conduct and maintain playgrounds, recreation centers and other recreation facilities and activities, and empowering the said City of Fort Pierce and the said County of St. Lucie separately to vote bonds and an annual tax therefor; defining the powers of said City and County and their governing bodies in connection with all such matters and providing for the creation of playgrounds and recreation boards or commissions, the election and/or appointment and the terms of the members thereof.

House Bill No. 1259:

A bill to be entitled An Act to authorize the City of Coral Gables to construct, build, erect, purchase, extend, replace, acquire, any one or more or any combination of the following municipal projects within or without the municipality, to-wit: bridges, viaducts, community houses, water works system (including new water lines), waterways, harbors and channels, jetties, breakwaters, public landings, wharves, docks and other improvements for harbors and shipping facilities, memorials, parks, including recreational facilities, play grounds, recreation centers, bathing beaches with necessary improvements, structures, buildings, piers, public buildings and plazas, reservoirs, sewers, sewage or drainage systems and sewage disposal or treatment plants, stadiums, streets, roads, avenues, alleys and highways, sidewalks and curbs, gutters and stormwater sewers or drains, harbor and port facilities, toll bridges or causeways, as defined in Section 1 of this Act; and to fix, levy and collect fees, rents, tolls or other charges for the use of such projects; and to acquire all property, real and personal, appurtenant thereto or connected with such work, undertaking or project, by condemnation or otherwise; to issue bonds for the purpose of constructing, erecting, extending, acquiring or purchasing any one of the above municipal projects; providing that such bonds may be payable from taxes or payable exclusively from the revenue from such municipal projects, and if payable exclusively from revenues, denying all power of taxation in connection therewith; providing for the procedure for the issuance of such bonds with an election; providing for the securing of payment of said bonds

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issued in pursuance of said Act, including execution of trust agreements; providing for the sale of said bonds, their terms, interest rate and how payable and how enforced, and providing for their validation; providing that the powers conferred by the Act are supplemental and in addition to the powers now enjoyed by and vested in the City of Coral Gables; and providing that if any of the provisions of the Act are held to be unconstitutional and invalid, it shall not affect the remainder of the law.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 983:

A bill to be entitled An Act declaring, designating and establishing certain roads in Calhoun County, Florida.

House Bill No. 1129:

A bill to be entitled An Act to amend Section 1 of Chapter 20246 of the General Laws of Florida, 1941, the same being An Act entitled: "An Act to permit the retirement of a deputy or employee, or any County official or other County employee in any County, having a population of 267,000 inhabitants or more, according to the last preceding State or Federal census, under certain conditions with pay" by providing that said Act shall not apply to any employee or County School Boards in such Counties.

House Bill No. 1235:

A bill to be entitled An Act providing for the division of Taylor County, Florida, into Cattle Districts: for the appointment of Inspectors; fixing the powers and duties of said Inspectors; designating the funds for the carrying out and enforcement of this Act and the manner in which said funds shall be used; fixing the powers and duties of the Board of County Commissioners of said County in connection with said Act; and forbidding the transportation of certain animals and hides during certain periods of time and on Sundays; and designating the laws applicable to this Act.

House Bill No. 1299:

A bill to be entitled An Act authorizing and empowering the City of Avon Park to lease or sub-let part or all of any Municipal Airport it now owns or leases or may acquire in the future, together with all hangars, air facilities, auxiliary air fields to any person, persons, firm or corporation, at a rental to be fixed by the City Council of said City; providing for a referendum to be submitted to the qualified electors of said City at an election to be called by the City Council of said City to vote for or against authorization to lease airport of said City; providing for a notice of said election and providing that the City Council of said City shall fix a time for said election and providing for the form of said ballots of said election; and providing for the repealing of all laws in conflict herewith.

House Bill No. 1327:

A bill to be entitled An Act providing for a complete re-registration of all voters in Osceola County, Florida, the expenses thereof and the duties of the officials who are required to perform such duties.

House Bill No. 1357:

A bill to be entitled An Act authorizing and empowering the City of Fort Pierce, a municipal corporation, in St. Lucie

County, Florida, to issue and sell its revenue certificate payable solely from the net revenues of the Light and Water Plant of said City for the purpose of retiring bonds of said City, the principal and/or interest of which have been paid in whole or in part from the net revenues of said Light and Water Plant, and authorizing the sale of said revenue certificates at public or private sale.

House Bill No. 1361:

A bill to be entitled An Act rectifying, curing and legalizing any irregularities or omissions pertaining to the making and filing or recording of lists of Tax certificates and/or lists of all lands sold by the City of Fort Pierce with the authorized City Agency and with the Clerk of the Circuit Court of St. Lucie County, Florida, for the year 1939 and all years prior thereto.

House Bill No. 1359:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings in law and in chancery before the Circuit Court of St. Lucie County, Florida.

House Bill No. 1333:

A bill to be entitled An Act to fix and prescribe the Trial Jurisdiction of Justices of the Peace in Madison County, Florida.

House Bill No. 1372:

A bill to be entitled An Act approving, confirming and validating all compromises, adjustments, abatements and rebates heretofore effected, made and allowed by the City Council of the City of Key West and/or by the Tax Adjustment Committee of said City and/or by the officers of said City in the collection of taxes on real and personal property and/or special improvement assessments for street paving and/or sidewalk; provided that this Act shall take effect immediately upon passage and approval of the Governor or upon its becoming a law without such approval.

House Bill No. 1377:

A bill to be entitled An Act defining the time when registration books for primary and general elections in Clay County shall be kept open in the office of the Supervisor of Registration, and in the various precincts of said County, and prescribing the duties and compensation of the Supervisor in connection therewith.

House Bill No. 970:

A bill to be entitled An Act to fix the salary of the Supervisor of Registration of Okaloosa County, Florida, and repealing all laws in conflict herewith.

House Bill No. 963:

A bill to be entitled An Act designating and establishing certain roads in Collier County, Florida, as State roads.

House Bill No. 1194:

A bill to be entitled An Act prohibiting Board of County Commissioners of Duval County, Florida and City Commissioners of the City of Jacksonville, or any of their employees from employing any additional help six months before any election in said City or County, unless such additional employees should be needed on account of an acute condition in City of Jacksonville or County of Duval.

House Bill No. 989:

A bill to be entitled An Act authorizing and directing the Clerk of the Circuit Court of St. Lucie County, Florida to cancel certain tax certificates owned by the State of Florida on certain lands located in St. Lucie County, Florida and owned by State Agricultural Marketing Board, a Florida corporation, and being operated as a State Farmers Market.

House Bill No. 1249:

A bill to be entitled An Act authorizing, empowering and directing the State Treasurer to cancel certain bonds which were taken for taxes pursuant to the provisions of Chapter 15054, Laws of Florida, Acts of 1931.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon

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Hon. John
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Your Joint
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duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 42:

A bill to be entitled An Act providing for the dispensing with the General Election Books and substituting therefor and authorizing and directing the use of the Primary Registration Books in lieu thereof in all Counties of this State which now have, or may hereafter have, a population of over 267,000 inhabitants according to the last official Census of the State of Florida or the United States of America; and providing for the time in which the books shall be open for General Elections in the office of the Supervisor of Registration only, and providing for the method of registration for the General Election; and providing that all persons who have duly registered for a preceding Primary Election shall be deemed legally registered electors for the next succeeding General Election; and providing for the time in which this Act shall take effect.

House Bill No. 530:

A bill to be entitled An Act to amend An Act entitled "An Act relating to premium taxes on persons, firms, associations, or corporations doing an insurance business in the State of Florida, and making appropriation for refunds in cases of overpayment," being Chapter 19501, Laws of Florida, 1939, by amending Section 1 of said Chapter 19501.

House Bill No. 717:

A bill to be entitled An Act relating to the examination and commitment of persons to the Florida State Hospital; requiring financial investigation of the person so committed, providing for a physical examination of said alleged insane person; fixing restrictions on entrants into the Florida State Hospital and repealing all laws and parts of laws in conflict herewith.

House Bill No. 820:

A bill to be entitled "An Act ratifying, confirming, validating and legalizing the tax assessments and levies of taxes made by the governing authority of the City of Arcadia, DeSoto County, Florida, for the years 1939 and 1940, and authorizing the collection of said taxes in the manner provided by law."

House Bill No. 923:

A bill to be entitled An Act relating to the practice of Osteopathic Medicine in the State of Florida; providing for the annual renewal of licenses with the State Board of Osteopathic Medical Examiners; providing for the conditions upon which renewal of licenses shall be issued and requirements prerequisite to the granting of such renewal licenses; providing for notice to be given licensees under said Board of the provisions and requirements of this Act; providing for the suspension of licenses to practice Osteopathic Medicine for the failure of any person to comply with the provisions of this Act and to prescribe requirements for the restoration of licenses; providing for compensation and expenses of members of said Board and the officers thereof; providing for the disposition of the surplus of such renewal and restoration fees and limiting expenditures; specifically repealing Chapter 19086, Laws of Florida 1939, which is An Act to require all persons licensed to practice Osteopathic Medicine in the State of Florida to renew annually their licenses with the State Board of Osteopathic Medical Examiners; providing requirements for issuance, notice, forfeiture for failure to comply therewith and restoration of licenses, and repeal all other laws in conflict herewith.

House Bill No. 934:

A bill to be entitled An Act providing for nomination for appointments to the offices of Assistant State Attorneys by a political party in a primary election, in all Circuits of the State of Florida now or hereafter having not less than four, nor more

than five Counties composing such Circuit, and now or hereafter having one Assistant State Attorney, and having a population of at least 80,000, according to the last State or Federal Census; and providing for the qualifying of Candidates therefor.

House Bill No. 1303:

A bill to be entitled An Act to amend Section 6 of Chapter 8374, Laws of Florida, Acts of 1919, as amended by Chapter 14415, Laws of Florida, Acts of 1929, and Chapter 15516, Laws of Florida, Acts of 1931, being An Act entitled "An Act to abolish the present Municipal Government of the City of Tallahassee, in the County of Leon, in the State of Florida, and to create, establish and organize a Municipality to be known and designated as the City of Tallahassee, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges" relating to the Municipal Boundaries of the City of Tallahassee and including therein additional territory.

House Bill No. 1341:

A bill to be entitled An Act to establish a wild bird reservation and sanctuary in Brevard County, Florida; to fix the boundaries of said reservation; to provide for the maintenance of the same; to prohibit the hunting, chasing, molesting and killing of all birds within such sanctuary; to protect bird eggs and bird nests therein; and to prescribe a penalty for violation of this Act.

House Bill No. 1354:

A bill to be entitled An Act to provide for the validation and confirmation of all assessments and assessment rolls of the City of St. Cloud, Osceola County, Florida, for the years 1933, 1934, 1935, 1936, 1937, 1938, 1939 and 1940.

House Bill No. 1356:

A bill to be entitled An Act relating to the Fort Pierce Port District in St. Lucie County, Florida; to levy, impose and collect an occupational tax upon all persons, firms and corporations licensed by the Board of Commissioners of the said Fort Pierce Port District to Act as Stevedores who are engaged in Stevedoring; providing for the distribution of the funds derived from said license tax; defining Stevedores within the meaning of this Act; and repealing all laws and parts of laws in conflict herewith.

House Bill No. 1358:

A bill to be entitled An Act rectifying, ratifying, confirming, validating and legalizing the assessments, valuations of properties, levies of taxes, tax certificates and tax sales made by the City of Fort Pierce, St. Lucie County, Florida, for the year 1940 and all prior years and authorizing the collection of said taxes in the manner provided by law.

House Bill No. 1360:

A bill to be entitled An Act to validate and legalize in the purchaser, or purchasers, and their successors and assigns in title, the title to all property acquired at any Master's Sale through foreclosure of delinquent City taxes, or special assessments or improvement liens, by the City of Fort Pierce, Florida, under the provisions of Chapter 15038, Acts of 1931, Laws of Florida, or any Acts amendatory thereto.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

May 27, 1941

Senate Bill No. 333:

A bill to be entitled An Act providing for and adopting a State Administered Probation and Parole System for the State of Florida; creating and establishing a Parole Commission and conferring and defining its duties, powers, and functions, including the power to make rules and regulations and the supervision of persons placed upon probation, providing for the method of appointment and removal of the members of the Parole Commission, its Clerks and Employees, regulating their compensation, and prohibiting their engaging in certain activities; providing for the purchase of supplies and materials and for the allowance of necessary traveling and other expenses; providing for the placing on Parole of persons in certain cases, their discharge from Parole, their re-arrest with and without a warrant for violation of the terms and conditions of Parole; providing for hearings on charges of violation of the terms and conditions of parole, and reimprisonment because of such violation; providing for the recommendation by the Parole Commission to the Board of Pardons for the extension of clemency to deserving persons; authorizing financial aid to indigent parolees at the time of their release; providing for the cooperation of certain public officers and agencies with the Parole Commission; authorizing and regulating the use by the Courts of probation and suspension of imposition of sentence; permitting appeal from judgment adjudging guilt; excepting certain courts and correctional institutions from the operation of this Act. and authorizing the preservation of probation officers now serving under any previous law and making an appropriation for carrying into effect the provisions of this Act; fixing an effective date thereof and repealing all laws and parts of laws in conflict herewith.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 178:

A bill to be entitled An Act relating to limited agricultural associations; authorizing the formation of such associations; prescribing the powers and duties thereof; limiting the personal liability of members; and providing procedure for the formation, organization, operation and dissolution of such associations.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 400:

A bill to be entitled An Act to designate and establish certain State roads in Alachua County, Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 335:

A bill to be entitled An Act to amend Section 617 of the Revised General Statutes of Florida, 1920, as amended by Section 1 of Chapter 11857, Laws of Florida, Acts of 1927 relating to disbursements for institutions by the Board of Control, or through the Board of Commissioners of State Institutions, by providing for revolving funds to be set up by certain institutions to pay wages of laborers and certain expenses, providing for disbursements from such funds and for re-imbursements to such funds, providing for the protection of such funds, and repealing all laws and parts of laws in conflict herewith.

Senate Bill No. 472:

A bill to be entitled An Act to create the Florida Economic Advancement Council, composed of the Governor, the Secretary of State, the Commissioner of Agriculture, and the Attorney General, which Council shall have the power and duty to cooperate with the Florida delegation in the Congress of the United States in the development and promotion of the commercial, industrial, agricultural, tourist, and other vital economic interests of the State, particularly with reference to the needs and requirements of National Defense, by maintaining representation at Washington, D. C., and elsewhere as conditions may warrant, and to engage in research, publicity, and sales promotion in behalf of the State to advance the general economic welfare of the State; to authorize the Council to employ the necessary personnel and facilities to carry out the purposes of this Act; to make an appropriation to carry out such purposes; to repeal all laws and parts of laws in conflict herewith; and to provide that this Act shall remain in effect for two years from the date it becomes a law.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 152:

A bill to be entitled An Act authorizing the State Road Department of Florida to acquire by purchase, or otherwise, a toll road known as Hecksher Drive in Duval County, Florida; to extend said road from Duval County to the city limits of Fernandina, in Nassau County, Florida; and to declare, designate and establish said road, as extended, as a State road.

Senate Bill No. 163:

A bill to be entitled An Act authorizing the State Road Department to provide curbs and gutters for that portion of State Road 31, extending through the Town of Hawthorne, in Alachua County, and for that portion of State Road 77, extending through the Town of Trenton in Gilchrist County.

Senate Bill No. 311:

A bill to be entitled An Act to amend Section Thirty-eight of Chapter 13644, Laws of Florida, Acts of 1929, entitled: "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the Department of Game and Fresh Water Fish and the office of State Game Commissioner; to define his duties and powers and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh-water fish and fur-bearing animals by prescribing the times when and means by and extent to which

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they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh-water fish or hides of furbearing animals, to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the State of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water or land and water, in accordance with the Act of Congress of February 18, 1929; and repealing certain existing laws and statutes; and defining certain terms used therein," in the following particulars; limiting shot guns used for taking game birds and game animals to three shell capacity or plugged to three shell capacity.

Senate Bill No. 317:

A bill to be entitled An Act to change the number of State Road 78 to State Road 140.

Senate Bill No. 320:

A bill to be entitled An Act to declare, designate and establish certain State roads in St. Johns County, Florida.

Senate Bill No. 352:

A bill to be entitled An Act to fix and provide for the compensation of the members of Boards of County Commissioners in Counties of the State of Florida having a population of not less than ten thousand one hundred twenty-five, and not more than ten thousand five hundred, according to the last preceding Federal census.

Senate Bill No. 376:

A bill to be entitled An Act to declare, designate and establish a certain State road in Clay and Bradford Counties.

Senate Bill No. 417:

A bill to be entitled An Act to declare, designate and establish a certain State road in Columbia and Union Counties, Florida.

Senate Bill No. 418:

A bill to be entitled An Act to declare, designate and establish a certain State road in Columbia County, Florida.

Senate Bill No. 429:

A bill to be entitled An Act designating, declaring and establishing as a State road and requesting the taking over and maintenance by the State Road Department of Florida, a certain State road in Hernando and Sumter Counties, Florida.

Senate Bill No. 435:

A bill to be entitled An Act authorizing and empowering the State Road Department of Florida to widen and if necessary place curbing on State Highway Number 500 in the Town of Bronson, beginning at the intersection of State Road Number 500 with State road No. 13 and extending easterly along State road No. 500 through the Town of Bronson as far as deemed advisable by said State Road Department.

Senate Bill No. 450:

A bill to be entitled An Act prescribing the season during which game, game birds and game animals may be taken in Sumter County; prohibiting the pursuing, taking, hunting or killing of any game, game birds or game animals on Sunday, Monday, Wednesday and Friday of each week during said season; providing for a three year closed season on deer and turkey in Sumter County, Florida, beginning with November 20, 1941, and providing a penalty for the violation of this Act.

Senate Bill No. 453:

A bill to be entitled An Act providing for the compensation of the members of the County Board of Public Instruction of Nassau County, Florida.

Senate Bill No. 454:

A bill to be entitled An Act providing for the compensation of the members of the Board of County Commissioners for Nassau County, Florida.

Senate Bill No. 458:

A bill to be entitled An Act providing for the cancellation of certain taxes against property in Tampa, Hillsborough County, Florida, used for charitable purposes.

Senate Bill No. 459:

A bill to be entitled An Act cancelling taxes of the City of

Tampa, the County of Hillsborough and State of Florida, for the years 1932 to 1939 inclusive, on lots 58, 59 and 60, Bungalow Park, and lot 30 Iroquois Park, subdivisions of Hillsborough County, Florida, which said property is owned and used by the Spencer Memorial Baptist Church, a non-profitable corporation, and repealing all laws and parts of laws in conflict therewith.

Senate Bill No. 499:

A bill to be entitled An Act to protect and regulate the hunting of deer in Nassau County, Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 500:

A bill to be entitled An Act to provide that candidates for members of the Board of Public Instruction of Leon County, Florida, shall be nominated and elected by the qualified electors of the said county at large, and not by districts; prescribing where such candidates shall reside; amending Chapter 19355, Laws of Florida, Acts of 1939, by repealing Section 408 of Article 2 thereof as the same applies to said County, and repealing all other laws in conflict herewith.

Senate Bill No. 525:

A bill to be entitled An Act authorizing and directing the Board of County Commissioners of all counties of the State of Florida having a population of not less than 11,000, and not more than 11,125, according to the Federal Census of 1940, to levy and collect an annual tax on all property in said counties for payment of outstanding indebtedness incurred in the construction of school buildings or in making necessary repairs to present buildings; providing for the expenditure of the funds derived from such tax; and setting the time during which such tax shall be levied and collected.

Senate Bill No. 526:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners in Counties having a population of not less than 7,700 and not more than 8,000, according to the 1940 Federal Census, to levy a special tax of not to exceed two mills annually for hospitalization of indigent inhabitants of said Counties.

Senate Bill No. 527:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners in counties having a population of not less than 10,150 and not more than 10,500, according to the 1940 Federal Census, to levy a special tax of not to exceed two mills annually for hospitalization of indigent inhabitants of said counties.

Senate Bill No. 531:

A bill to be entitled An Act to amend sections 13 and 64 of Chapter 15183, Laws of Florida, Acts of 1931, entitled: "An Act to abolish the present municipal government of the City of Dunedin, Pinellas County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Dunedin, and to define its territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges." by repealing those parts of said sections which require the publication of ordinances in their entirety and publication of the tax rolls and providing for publication of ordinances by title only.

Senate Bill No. 532:

A bill to be entitled An Act to prescribe, define and enlarge the territory of a municipal corporation known as the Town of Sunshine Beach, Pinellas County, Florida; and to provide for the ratification of this Act by the qualified electors of the affected area.

Senate Bill No. 541:

A bill to be entitled An Act providing that in all counties of

the State of Florida having a population of not less than ninety thousand and not more than one hundred fifty thousand according to the last State or Federal Census, instruments shall be deemed filed or recorded when they shall have been filed at the Court House with the proper officials and the filing or recording fee paid.

Senate Bill No. 542:

A bill to be entitled An Act to authorize the Boards of County Commissioners in all Counties of the State of Florida having a population of more than ninety thousand (90,000) and less than one hundred fifty thousand (150,000), according to the last preceding State or Federal Census, to enter into a contract with some agent, individual or attorney at law, resident in their respective County, for the collection of delinquent State and County taxes against personal property, by suit or otherwise; providing that suit may be brought in the name of the State of Florida for the collection of said taxes; and providing certain terms and conditions in connection therewith.

Senate Bill No. 543:

A bill to be entitled An Act abolishing the Boards of Bond Trustees in all Counties of the State of Florida having a population of not less than ninety thousand and not more than one hundred fifty thousand, according to the last State or Federal Census, providing for a department to be known as "Department of Bond and Special Road and Bridge Districts"; providing a Clerk and providing for disposition of funds from Bonds and Special Road and Bridge districts in said counties.

Senate Bill No. 544:

A bill to be entitled An Act relating to Counties having a population of not less than ninety thousand and not more than one hundred fifty thousand according to the last State or Federal Census; prescribing for provisions for the employment and dismissal of traffic officers; to provide for Highway Patrol and the enforcement of Traffic and Motor Vehicle license laws and granting the power to make arrests; to provide for the compensation and expense of such traffic officers; to provide for the commissioning of such traffic officers and prescribing the duties of the Board of County Commissioners of such counties of the State of Florida in connection therewith.

Senate Bill No. 545:

A bill to be entitled An Act to repeal so far as the same affects Pinellas County, Florida, Chapter 15,934, Laws of Florida, Acts of 1933, the same being An Act to create a County Budget Commission in Counties of Florida having a population of not less than seventy thousand (\$70,000) and not more than one hundred fifty thousand (150,000) by the last preceding State or Federal census; to prescribe the powers, duties and functions of such County Budget Commission and the qualifications, terms of office and methods of appointment of members thereof; and to authorize such County Budget Commission to make and control the budget receipts and expenditures of the Board of County Commissioners, Board of Public Instruction, County Welfare Board, and all other boards commissions and officials of such counties or of taxing districts, situate therein authorized to raise and expend moneys for county or district purposes, as amended by Chapter 16,886, Laws of Florida, Acts of 1935, the same being an Act to amend Sections 5, 9, 10, 12 15 and 16 of Chapter 15,934, of the Laws of Florida, entitled: "An Act to create a county budget commission in counties of Florida having a population of not less than seventy thousand (70,000) and not more than one hundred fifty thousand (150,000) by the last preceding State or Federal Census; to prescribe the powers; duties and functions of such County Budget Commission and the qualifications, terms of office and methods of appointment of members thereof; and to authorize such County Budget Commission to make and control the budget receipts and expenditures of the Board of County Commissioners, Board of Public Instruction, County Welfare, Board, and all other boards, commissions and officials of such counties or of taxing districts, situate therein authorized to raise and expend moneys for county or district purposes," and to repeal all Acts or parts of Acts in conflict herewith.

Senate Bill No. 546:

A bill to be entitled An Act granting to the Board of Administration created by Chapter 14,486, Laws of Florida, Acts of 1929, additional authority and powers with reference to the sale and re-investment of securities or other evidences of indebtedness held to the credit of funds being administered by said Board, to the credit of County or Counties having a population of not less than ninety thousand nor more than one hundred fifty thousand, according to the last preceding

State or Federal census, or any special Road and Bridge District therein; and granting to said Board of Administration authority and power to accept refunding obligations, with authority to make concessions and compromises in regard thereto and providing the conditions under which the same may be done; granting to said Board of Administration authority and power to transfer either by sale or exchange obligations in any fund to another fund so as to result in a particular fund's acquiring its own obligations; granting to said Board of Administration authority and power to transfer surplus from one fund to another; and providing for the advice, consent, and approval to the exercise of the authority and powers herein granted of the Board of County Commissioners or other governing authority of the unit affected.

Senate Bill No. 547:

A bill to be entitled An Act relating to County relief and welfare in all counties in the State of Florida having a population of not less than ninety thousand and not more than one hundred fifty thousand, according to the last regular State or Federal Census; defining the term County Relief and Welfare; prescribing the rights, duties and powers of the respective Boards of County Commissioners in the said counties pertaining to same; and authorizing an ad valorem tax to be levied therefor.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

REPORT OF COMMITTEE ON RULES AND CALENDAR

Senate Chamber May 26, 1941.

Hon. John R. Beacham,
President of State Senate,
Dear Sir:

The Rules Committee recommends the adoption of a special rule relating to introduction of Senate bills for, on and after Monday, June 2, 1941, namely:

"On and after Monday, June 2, 1941, no more Senate bills, except local bills or road designation bills, or bills introduced by the Committee on Finance and Taxation relating to subjects within the normal jurisdiction of this committee, or bills introduced by the Committee on Appropriations relating to subjects within the normal jurisdiction of this committee, shall be introduced in the Senate, save by unanimous consent."

DEWEY A. DYE,
Chairman, Committee on Rules and Calendar.

Senator Dye moved the adoption of the foregoing report of the Committee on Rules and Calendar.

Which was agreed to and the report of the Committee on Rules and Calendar was adopted.

**CONFERENCE COMMITTEE REPORT
ON SENATE BILL NO. 343**

Tallahassee, Florida,
May 22, 1941.

Honorable John R. Beacham,
President of the Senate.

Honorable Dan McCarty,
Speaker of the House of Representatives.
Sirs:

Your conference Committee, appointed to adjust the differences existing between the Senate and the House of Representatives on Senate Bill No. 343, have had the same under consideration and do hereby respectfully recommend as follows:

1. That the House recede from its amendment, which reads as follows:

"In Section 1, line 12, of the bill, at the semi-colon, strike out the words 'provided that this section shall not apply to cases where the parents are religiously opposed to the use of drugs and so state to the attending physician, or midwife, who shall record in writing on the birth certificate of such infant the fact that such measures were or were not employed'."

2. That the Senate and House adopt the following amendment:

Strike out all the remainder of Section 1 commencing with and including the words "are religiously" in line 13 and insert in lieu thereof the following: "shall file with the physician, midwife, or other person in attendance at the birth of a child written objections on account of religious beliefs con-

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trary to the use of drugs. In such case the physician, midwife or other person in attendance shall record in writing on the birth certificate of such child that such measures were or were not employed and attach thereto such written objection."

Your Joint Conference Committee appointed as set forth herein respectfully request the House of Representatives and the Florida State Senate to receive and adopt this report in toto.

Respectfully submitted,
LeROY COLLINS,
W. A. SHANDS,
DAVID ELMER WARD,
Of The Senate.

RALPH McLANE,
NEWMAN BRACKIN,
RAYMOND SHELDON,
Of The House of Representatives.

Senator Collins moved the adoption of the foregoing Conference Committee Report on Senate Bill No. 343.

Which was agreed to and the Conference Committee Report on Senate Bill No. 343 was adopted.

Senator Collins moved the adoption of the amendment offered by the Conference Committee to Senate Bill No. 343, as contained in the foregoing Conference Committee Report. Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 343, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 343 passed, as amended, and was referred to the Committee on Engrossed Bills.

By Senator Lewis—

Senate Resolution No. 18:

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

That the Senate designate and set aside Monday Night, June 2, 1941, beginning at eight o'clock, for the purpose of conducting Memorial Services for the late lamented Fred P. Parker, our distinguished and beloved former colleague who has been called to his Great Reward since the convening of the 1941 Session of the Legislature.

Be it Further Resolved that appropriate Memorial Services also be conducted at that time for former Senators John R. Willis, N. J. Wicker and C. F. Barber who served in this body with honor and distinction.

Be it Further Resolved that His Excellency, Spessard L. Holland, Governor of Florida, a long time friend and former colleague of the late Senator Parker, and Judge Hal W. Adams, Circuit Judge of Mayo, Florida, and life long friend of the late Senator Parker, be invited to take part in the Memorial Services.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 18 was adopted.

Senator Lewis moved that copies of the foregoing Resolution be furnished the families of the deceased Senators, Governor Holland, Judge Adams and the press.

Which was agreed to and it was so ordered.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Horne—

Senate Bill No. 748:

A bill to be entitled An Act granting a pension to Missouri Glass of Madison County, Florida.

Which was read the first time by title only.

Senator Horne moved that the rules be waived and Senate Bill No. 748 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

By Senator Cliett (By request)—

Senate Bill No. 749:

A bill to be entitled An Act for the relief of J. G. Adams, and authorizing the State Road Department to pay the said J. G. Adams for damages sustained by him on account of a State Road Department truck being negligently operated.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Adams (25th)—

Senate Bill No. 750:

A bill to be entitled An Act to authorize the levy and collection of a separate and special tax on real and personal property within any special tax school district of Calhoun County Florida, to pay off outstanding indebtedness incurred prior to April 1st, 1941, when a majority of the qualified electors thereof who pay a tax on real or personal property therein vote for such separate and special tax; to provide for the holding of an election to determine whether such tax shall be levied and collected; to provide for the levy and collection of such separate and special tax if authorized by the qualified electors of any district as herein provided; to prescribe the duties of the Board of Public Instruction and other County officers of Calhoun County, Florida, in connection with any such election and the application of funds derived from the separate and special tax authorized, and other matters pertinent to this subject.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 750 when it was introduced in the Senate:

AFFIDAVIT OF PUBLICATION of Legal Advertisement Published in THE COUNTY RECORD

A Weekly Paper Published at Blountstown in Calhoun County, Florida

Before me, the undersigned authority, personally appeared S. C. Peacock, who, being first duly sworn, says that he is editor of The County Record, a weekly newspaper published at Blountstown in Calhoun County, Florida, being the official newspaper of said county by designation of the Board of County Commissioners of said County and having been published continuously once each week for more than thirty years in accordance with the provisions of Section 4274 of Chapter 14830 of the Compiled General Laws of Florida and entered as second class mail matter at the post office at Blountstown, Florida, under the Act of Congress of March 4, 1897; and that the attached legal advertisement was published for four consecutive weeks in The County Record, published as aforesaid, beginning with the issue of April 25, 1941 and ending with the issue of May 16, 1941. Other issues of said advertisement were May 2nd and 9th, 1941.

THE COUNTY RECORD
S. C. Peacock, Editor.

Sworn to before me this the 26th day of May A. D., 1941.
(Seal)

ROY S. GASKIN,
County Judge,
Calhoun County, Fla.

NOTICE

NOTICE OF INTENTION TO APPLY FOR PASSAGE OF LOCAL OR SPECIAL LEGISLATION

Notice is hereby given that application will be made to the Legislature of the State of Florida, regular session of 1941, to pass the following local or special Special Legislation, the substance of the Legislation is expressed in the title of Bill the title being:

"An Act to authorize the levy and collection of a separate and special tax on real and personal property within any Special Tax School District of Calhoun County Florida, to pay off outstanding indebtedness incurred prior to April 1st, 1941 when a majority of the qualified electors thereof who pay a tax on real or personal property therein vote for such separate and special tax; to provide for the holding of an election to determine whether such tax shall be levied and collected; to provide for the levy and collection of such separate and special tax if authorized by the qualified electors of any district as herein provided; to prescribe the duties of the Board of Public Instruction, the County Superintendent of Public Instruction and other County Officers of Calhoun County, Florida, in connection with any such election and the application of funds derived from the separate and

special tax authorized and other matters pertinent to this subject."

BOARD OF PUBLIC INSTRUCTION, CALHOUN COUNTY, FLORIDA.

April 24th—5 times

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 750 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 750 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 750 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 750 was read the third time in full.

Upon passage of Senate Bill No. 750 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 750 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Adams (25th)—

Senate Bill No. 751:

A bill to be entitled An Act to provide for the acquisition of easements over certain lands by the Board of Public Instruction of Calhoun County, Florida, for the use of students attending the public schools of said Calhoun County, Florida; conferring upon said Board the power of eminent domain in connection with the acquisition of such easements, and other matters connected with, and pertinent to this subject.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 751 when it was introduced in the Senate:

AFFIDAVIT OF PUBLICATION

Of Legal Advertisement

Published in

THE COUNTY RECORD

A Weekly Newspaper Published at Blountstown in Calhoun County, Florida

Before me, the undersigned authority, personally appeared S. C. Peacock, who, being first duly sworn, says that he is editor of The County Record, a weekly newspaper published at Blountstown in Calhoun County, Florida, being the official newspaper of said county by designation of the Board of County Commissioners of said County and having been published continuously once each week for more than thirty years in accordance with the provisions of Section 4274 of Chapter 14830 of the Compiled General Laws of Florida and entered as second class mail matter at the post office at Blountstown, Florida, under the Act of Congress of March 4, 1879; and that the attached legal advertisement was published for 4 consecutive weeks in The County Record, published as aforesaid, beginning with the issue of April 25, 1941, and ending with the issue of May 16, 1941. Other issues of said advertisement were May 2nd and 9th, 1941.

THE COUNTY RECORD,

S. C. PEACOCK,

Editor.

Sworn to and subscribed before me this the 26th day of May, A. D. 1941.

(Seal)

ROY S. GASKIN,
County Judge,
Calhoun County, Fla.

NOTICE

NOTICE OF INTENTION TO APPLY FOR PASSAGE OF LOCAL OR SPECIAL LEGISLATION

Notice is hereby given that application will be made to the Florida Legislature regular session of 1941 for passage of local or special legislation substance of the bill which is expressed in title is as follows:

"An Act to provide for the acquisition of easements over certain lands by the Board of Public Instruction of Calhoun County, Florida, for use of students attending the Public Schools of said County; conferring power of Eminent Domain upon said Board for such purposes; and other matters pertaining to this subject.

JOHN D. TRAMMELL, Attorney.
5t-4-25-5-2-9-16-23.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 751 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 751 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 751 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 751 was read the third time in full.

Upon the passage of Senate Bill No. 751 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 751 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Cliett (By request)—

Senate Bill No. 752:

A bill to be entitled An Act for the relief of James A. Henderson.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Johnson—

Senate Bill No. 753:

A bill to be entitled An Act to amend Sections 7 and 9, of Chapter 17074, Laws of Florida, Acts of 1935, the same being entitled "An Act to provide for the licensing and taxing exhibitions of the Spanish ball game called jai-a-lai or pelota, and for the apportioning of the monies derived therefrom among the several counties of the State as provided by existing law; to provide and regulate the making of wagers of pari-mutuel pools within the enclosures of frontons wherein exhibitions of jai-a-lai or pelota are conducted; to provide for the supervision of the operation of such frontons by the State Racing Commission and allow the Secretary thereof certain compensation for his additional duties hereunder and to appropriate the monies therefor; to provide the manner whereby a permit for the operation of such exhibitions of jai-a-lai or pelota may be obtained and for other purposes relating to and regulating the operation of such games or exhibitions": by levying a tax upon the jai-a-lai or pelota pari-mutuel pools equal to the amount of said pool neither paid as a commission nor redistributed to the contributors, otherwise known as the "breaks"; prescribing the duty and liability of the jai-a-lai or pelota licensee relative thereto, and making the same a part of the "Crippled Children's Commission tax fund" when collected; and by limiting the areas where such frontons may be constructed and operated.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Adams (25th)—

Senate Bill No. 754:

A bill to be entitled An Act relating to, defining and regulating telephone companies and prohibiting the construction thereby of any new facilities, plants or systems or the extension of any facilities, plants or systems without a certificate of public convenience and necessity from the Railroad Commission of the State of Florida, prescribing the manner, conditions and terms for the issuance of such certificates, and providing for the enforcement hereof.

Which was read the first time by title only and referred to the Committee on Public Utilities.

By Senators Ward and McKenzie—

Senate Bill No. 755:

A bill to be entitled An Act providing that any State official

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or officials may permit or direct the retirement of any State employee or provide for the retirement of a State official with an aggregate service of thirty years whose health or physical condition prevents them from being able to perform their duties, at half pay and making appropriation of the necessary amount thereof.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Taylor —

Senate Bill No. 756:

A bill to be entitled An Act to amend Section 5346 of the Revised General Statutes of Florida, being the same as Section 7481, Compiled General Laws of Florida, 1927, relative to the bribery of executive, legislative or judicial officers.

Which was read the first time by title only.

Senator Taylor moved that the rules be waived and Senate Bill No. 756 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

By Senator Cooley—

Senate Bill No. 757:

A bill to be entitled An Act appropriating moneys from the General Revenue Fund for Assistance to Dependent Children.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Cooley—

Senate Bill No. 758:

A bill to be entitled An Act to amend Section 7 of Chapter 20210, Laws of Florida, Acts of 1941, entitled: "An Act to prescribe the maximum weight, width, length and height of certain motor vehicles operated on the public highways of the State of Florida, and relating to the operation of motor vehicles, and placing a maintenance tax thereon," by providing that the proceeds from the fees and taxes imposed by this Act shall be used for the assistance of dependent children; and to repeal all laws and parts of laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Appropriations.

Senator Horne moved that the rules be waived and the Senate take up and consider House Bill No. 571, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 571:

A bill to be entitled An Act to provide for two circuit reporters for the circuit court third judicial circuit of Florida, fixing their places of residence, duties, salaries, fees, and commissions.

Was taken up.

Senator Horne moved that the rules be further waived and House Bill No. 751 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 751 was read the second time by title only.

Senator Horne moved that the rules be further waived and House Bill No. 751 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 751 was read the third time in full.

Upon the passage of House Bill No. 751 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So House Bill No. 751 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Rose moved that the rules be waived and the Senate take up and consider House Bill No. 1082, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 1082:

A bill to be entitled An Act fixing the salaries of the judges of Criminal Courts of Record in counties having a population of not less than 55,000 nor more than 85,000 according to the last preceding Federal census.

Was taken up.

Senator Rose moved that the rules be further waived and House Bill No. 1082 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1082 was read the second time by title only.

Senator Rose moved that the rules be further waived and House Bill No. 1082 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1082 was read the third time in full.

Upon the passage of House Bill No. 1082 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So House Bill No. 1082 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Rose moved that the rules be waived and the Senate take up and consider House Bill No. 933, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 933:

A bill to be entitled An Act authorizing the Board of County Commissioners of Orange County, Florida, to re-district county commission districts therein; providing that the county commission district shall not divide voting precinct boundaries: Providing that the City of Orlando may be incorporated in one district and providing that the terms of County Commissioners in office at the time of such re-districting shall not be affected by the same.

Was taken up.

Senator Rose moved that the rules be further waived and House Bill No. 933 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 933 was read the second time by title only.

Senator Rose moved that the rules be further waived and House Bill No. 933 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 933 was read the third time in full.

Upon the passage of House Bill No. 933 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So House Bill No. 933 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Rose moved that the rules be waived and the Senate take up and consider House Bill No. 1141, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 1141:

A bill to be entitled An Act making it unlawful for horses, asses, mules, cattle, swine, sheep, goats and other livestock and grazing animals to run or roam at large within a certain portion of Orange County, Florida; providing for the impounding of livestock found running or roaming at large in violation of this Act; providing impounding fees and for the collection thereof; providing for the sale or other disposition of impounded livestock; making it a misdemeanor to allow such livestock to run or roam at large in violation of this Act; and making

the owner of livestock running or roaming at large in violation of this Act, liable in damages for all injuries caused, either directly or indirectly, by such livestock while running or roaming at large in violation of this Act, and providing a lien therefor; and authorizing the County Commissioners of Orange County, Florida, to fence the boundary lines of said county in the area affected and to expend funds therefor.

Was taken up.

Senator Rose moved that the rules be further waived and House Bill No. 1141 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1141 was read the second time by title only.

Senator Rose moved that the rules be further waived and House Bill No. 1141 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1141 was read the third time in full.

Upon the passage of House Bill No. 1141 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So House Bill No. 1141 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator King moved that the rules be waived and the Senate take up and consider House Bill No. 1380, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 1380:

A bill to be entitled An Act to amend Section 2-A of Chapter 10754, Laws of Florida, as passed in the 1925 Regular Session of the Florida Legislature and approved June 8, 1925, as amended by Chapter 14172, Special Acts of the 1929 Legislature of Florida, and as changed or altered by subsequent Legislative Acts and/or amendments of said 1925 Act relating to the creation and establishment of the City of Lakeland, Florida; describing the territorial boundaries of said city; excluding certain lands from the territorial jurisdiction of said city; providing for exemption of said excluded lands from municipal taxes after the year 1941, and preserving certain rights of said city as to said excluded lands.

Was taken up.

Senator King moved that the rules be further waived and House Bill No. 1380 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1380 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 1380 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1380 was read the third time in full.

Upon the passage of House Bill No. 1380 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So House Bill No. 1380 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Taylor moved that the rules be waived and the Senate take up and consider House Bill No. 1437, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 1437:

A bill to be entitled An Act amending Sections 1, 2, and 3, of Chapter 17,645, Laws of Florida, 1935, being, "An Act to provide for the incorporation of all those lands in Pinellas

County, described as: Beginning at the intersection of the north boundary of the Town of Pass-A-Grille Beach with the mean low tide of the Gulf of Mexico; thence eastward along said north boundary of the Town of Pass-A-Grille Beach to the center line of the government deep water channel, thence northward following said Government channel center line to its intersection with the north line of Township 31 south; thence westward along said township line to its intersection with the mean low tide line of the Gulf of Mexico; thence southward along said mean low tide line and crossing the bodies of water known as Johns Pass and Blind Pass to the point of beginning, said tract being part of Township 31 and 32 south and Ranges 15 and 16 east. As a special Sanitary District defining sanitary nuisances, providing for the powers and duties of said district in and about the collection and removal of sewage and garbage therein and therefrom, and for the regulation of plumbing and drainage in said district and in and about the making and enforcing of regulations to prohibit, suppress and prevent all things detrimental to the health of the inhabitants of said Special District providing for the exercise of said powers and duties by a Board of Commissioners to be appointed by the Governor providing for the raising of funds for the purpose of said district, requiring all owners of dwellings or other buildings in said district to install and maintain plumbing and drainage of facilities for proper disposal of sewage in said buildings in accordance with this Act and the regulations issued thereunder; providing for the making and enforcement of regulations by the Board of Commissioners of said district to define, prevent or abate sanitary nuisances and providing criminal liability for violation of this Act or the regulations made by the Board of Commissioners hereunder, and providing for an election to accept or reject this Act"; to provide for the division of said lands and district into five numerically numbered sections; to provide for the exception of certain territory from the boundaries of Section Three as herein established; to provide that the business affairs of said district shall be conducted by a board of five Sanitary Commissioners, one each to be elected or appointed from each numbered section; to provide the terms of office and manner of election; to provide and define the duties of such board; to provide the place of meeting of the Board of Commissioners; to provide for an annual accounting; to provide for elections; to provide for referendum and recall of any commissioner; and to provide for election to accept or reject this Act.

Was taken up.

Senator Taylor moved that the rules be further waived and House Bill No. 1437 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1437 was read the second time by title only.

Senator Taylor moved that the rules be further waived and House Bill No. 1437 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1437 was read the third time in full.

Upon the passage of House Bill No. 1437 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So House Bill No. 1437 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Amos Lewis of the 4th Senatorial District, arose to a point of privilege of the Senate under Senate Rule III, and addressed the Senate as follows:

"MR. PRESIDENT, I ARISE TO A POINT OF PRIVILEGE OF THE SENATE:

Four or five persons acting incognito and of their own initiative and not as the emissaries of the whole people of the beautiful and charming little City of Quincy, became outraged when a little 12-year old white girl was ravished by a brutal, 22-year old bestial negro, and saw fit to assassinate (not lynch) the perpetrator of this heinous crime.

As a result of this regrettable occurrence, a certain soul-sick, mud-wallowing, gutter-scum columnist by the name of

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Ar:

Westbrook Pegler, with vicious and vitriolic pen has maliciously insulted the good people of north and west Florida, and all Florida, and particularly the citizens of the City of Quincy.

This alley bat, news sniper, among other things, charges that north and west Florida was settled by people who were renegades of Georgia and Alabama and deserters of the cause of the Confederacy. He charges that the citizenry are illiterate and no better than the rapist.

Mr. President and Senators, I resent with every particle of vigor that in me lies, this vile, cheap, unjustified, scurrilous and scandalous attack upon us, and I sincerely hope that this vicious, uncouth, uncultured blasphemer of all that is good and noble in America will live to drink the dregs of the shame that must be his inevitable reward for his earthly existence.

Mr. President, no more courageous, no more virile, no more cultured, courtly and patriotic people ever lived than now dwell midst the beauty and quietude of the red clay hills of north Florida.

Westbrook Pegler does not understand and appreciate the high honor, character, culture and patriotism of the people of this section of Florida for he has never risen to their high level of life and they have not retrogressed to his gutter level of life.

We must understand that the insulting references of this peg-minded, so-called journalist to our good people are but the putrid piffle that must of necessity flow from the cess-pool that nature has substituted in his cranium for a brain. How deeply sunken in depravity this repulsive, skunky spieler must be to thrive as a character assassin of the most malicious type!

Never before in the history of journalism has such a slimy, literary parasite possessed of so much venom and so devoid of the common concepts of decency risen to such heights of undeserved recognition.

Listen not to the apologists who say that he who is uninformed is entitled to some commiseration. Such charity is deserved only by those who do not continue to falsify and not by those who deliberately refuse to seek, to find, or to know the truth. Too often has this libertine of literature, this bigot, this character assassin, assailed the South and particularly the State of Florida. He must be labelled by all honorable men an unmitigated liar.

While this intellectual cockroach feasts upon the filth of slander in the stinkholes of journalism, Mr. President, let it be forever remembered by all decent people that the honor, integrity, culture, character and patriotic deeds of the people of north and west Florida, and all Florida, will forever remain a brilliant chapter in the history of our State and Nation."

Senator Lewis then extended his remarks extemporaneously to the question of Senate privilege.

Senator Collins moved that the foregoing preliminary remarks made by Senator Lewis be spread upon the Journal.

Which was agreed to and it was so ordered.

Senator Whitaker moved that the Senate vote its approval of the remarks made by Senator Lewis, and that his remarks be adopted as an expression of the views and sentiment of the entire Senate membership.

Senator Whitaker then addressed the Chair in support of the motion and at the conclusion of his remarks Senator Butler moved as a substitute motion that the Senate vote its approval of the remarks made by both Senator Lewis and Senator Whitaker, and adopt same as an expression of the views and sentiment of the Senate.

The question was put on the substitute motion made by Senator Butler.

Which was unanimously agreed to.

(Secretary's note: The remarks made by Senator Whitaker were made extemporaneously, were not recorded, and therefore, can not be set forth.)

MESSAGES FROM THE GOVERNOR

The following Messages from the Governor were received:

State of Florida

EXECUTIVE DEPARTMENT

Tallahassee

May 27th, 1941

Honorable John R. Beacham
President of the Senate
Tallahassee
Florida
Sir:

I have the honor to inform you that on May 26th, A. D. 1941, I approved the following Acts, which originated in your Honorable Body, and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 15, relating to advertising.

Senate Bill No. 112, relating to Perry G. Wall.

Senate Bill No. 158, relating to election of clerks and inspectors.

Senate Bill No. 202, relating to citrus industry.

Senate Bill No. 235, relating to theatres.

Senate Bill No. 236, relating to state department of public safety.

Senate Bill No. 256, relating to service of process.

Senate Bill No. 266, relating to Manatee and Sarasota counties.

Senate Bill No. 288, relating to soil survey.

Senate Bill No. 312, relating to probationers and parolees.

Senate Bill No. 337, relating to fresh pursuit.

Senate Bill No. 339, relating to extradition.

Senate Bill No. 340, relating to narcotics and drugs.

Senate Bill No. 342, relating to witnesses.

Senate Bill No. 348, relating to Fred O. Eberhardt.

Senate Bill No. 377, relating to circuit judges' secretaries.

Senate Bill No. 483, relating to Alachua County.

Senate Bill No. 485, relating to Alachua County.

Senate Bill No. 491, relating to Bartow.

Respectfully yours,
SPESSARD L. HOLLAND,
Governor.

State of Florida
EXECUTIVE DEPARTMENT
Tallahassee
May 27th, 1941

Honorable John R. Beacham,
President of the Senate,
Tallahassee,
Florida.
Sir:

I have the honor to inform you that I have today approved the following Acts, which originated in your Honorable Body, and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 456, relating to Nassau county.

Senate Bill No. 597, relating to Fernandina.

Respectfully yours,
SPESSARD L. HOLLAND,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate Amendments to:

By Mr. Hosford of Liberty—

House Bill No. 1268:

A bill to be entitled An Act relating to the compensation of the County Judge, the Clerk of the Circuit Court, the Sheriff, the Members of the Board of County Commissioners, the Justice of the Peace and the Constables in Liberty County, Florida.

Proof of Publication attached.

Which amendments read as follows:

Amendment No. 1:

Strike out all of the Title, and insert in lieu thereof the following: An Act relating to the compensation of the County Judge, the Sheriff, the Justices of the Peace and the Constables in Liberty County, Florida.

Amendment No. 2:

Strike out all after the Enacting Clause and insert in lieu thereof the following:

Section 1: That the County Judge of Liberty County, Florida, shall receive as compensation for his services the sum of Fifteen Hundred Dollars (\$1500.00) per annum, payable in twelve monthly installments of One Hundred Twenty-five (\$125.00) Dollars each to be paid by warrants drawn by the Board of County Commissioners upon the Fine and Forfeiture Fund of said Liberty County.

All fees assessed by the County Judge in criminal cases, when collected, shall be remitted to the Fine and Forfeiture Fund of the County.

Section 2. That the Sheriff of Liberty County, Florida, shall receive the sum of Six Thousand (\$6,000.00) Dollars per annum, payable in twelve monthly instalments of Five Hundred (\$500.00) Dollars each to be paid by warrants drawn by the Board of County Commissioners of Liberty County, Florida upon the Fine and Forfeiture Fund of such County for his services as Sheriff of said County, which said sum shall be in lieu of any and all other fees except for feeding prisoners and except for making trips outside of the State of Florida; that he shall receive in addition to the above mentioned compensation the fees for feeding prisoners as is provided for by general law and that in addition thereto he shall be paid for bringing prisoners back to Liberty County from any point outside of the State of Florida as is provided by the general law.

All fees assessed by the Sheriff in all cases, except civil cases, when collected, shall be remitted to the Fine and Forfeiture Fund of such County.

Section 3. That each of the Justices of the Peace of Liberty County, Florida, shall receive the sum of Three Hundred Sixty (\$360.00) Dollars per annum, payable in twelve monthly instalments of Thirty (\$30.00) Dollars each to be paid by warrants drawn by the Board of County Commissioners upon the Fine and Forfeiture Fund of Liberty County, Florida, for his services as Justice of the Peace. All fees assessed by each of the Justices of the Peace in criminal cases, when collected, shall be remitted to the Fine and Forfeiture Fund of the County.

Section 4. That each of the Constables of Liberty County, Florida, shall receive the sum of Three Hundred Sixty (\$360.00) Dollars per annum, payable in twelve monthly instalments of Thirty (\$30.00) Dollars each to be paid by warrants drawn by the Board of County Commissioners upon the Fine and Forfeiture Fund of Liberty County, Florida, for his services as Constable. All fees assessed by each of the Constables in criminal cases, when collected, shall be remitted to the Fine and Forfeiture Fund of the County.

Section 5. If any section, clause, phrase, or provision of this Act is for any reason held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining provisions of the Act.

Section 6. All laws or parts of laws in conflict with this Act are hereby repealed.

Section 7. This Act shall take effect October 1, 1941.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate Amendment to:

By Messrs. Overstreet, Holt and Wiseheart of Dade, Junkin of Collier, Papy of Monroe, Graves of Indian River, and Simpson of Jefferson—

House Bill No. 1154:

A bill to be entitled An Act relating to Everglades National Park; to amend Sections 1, 2 and 3 of Chapter 13887, Laws of Florida, Acts of 1929, approved May 25, 1929, entitled, "An Act to provide for the acquisition of park lands and property in the Counties of Dade, Monroe and Collier Counties, Florida, for the purpose of conveying the same to the United States of America to be used as a National Park," as amended by Chapter 16996, Laws of Florida, Acts of 1935, approved June 7, 1935, and providing for the powers and duties of the Everglades National Park Commission.

Which amendment reads as follows:

In Section 1, line 18, (typewritten bill), strike out the words: after the comma following the word "Commission," "who shall be appointed by a majority vote of the members; subject however, to the approval of the Governor," and insert the following: In line 18 after the comma following the word "Commission," "who shall be appointed by the Governor."

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate Amendments to:

By Messrs. Overstreet, Holt and Wiseheart of Dade—
House Bill No. 1192:

A bill to be entitled An Act relating to the offices and courts of the county solicitors of all criminal courts of record in all counties of the State having a population of two hundred fifty thousand (250,000) or more according to the last preceding State or Federal census, whichever may be the later; to fix the compensation of county solicitors of criminal courts of record of such counties; to authorize said county solicitors to employ assistant county solicitors and provide for their number and compensation; to provide that the said county solicitors and their assistants may administer oaths to persons who, with or without subpoenas, appear before the county solicitors or their assistants, for the purpose of making an affidavit stating facts, which if true would constitute a criminal offense within the jurisdiction of such county solicitors and that the county solicitors of the several criminal courts of record, herein described, be authorized to swear to and file their informations, based upon such statements contained in such affidavits; to repeal all other laws or parts of laws in conflict herewith. To determine, find and declare that the classification of counties as specified in this Act is reasonable and justifiable; that the Act is applicable to all county solicitors and their assistants similarly situated; that the subject matter of the Act is such that it justifies such classification; that there is a reasonable basis for the distinction and creation of the classification; that the classification of the counties in this Act are not based solely on population but other facts, considerations, and circumstances more fully hereinafter set out in the following preamble:

Which amendments read as follows:

Amendment No. 1:

In lines 17 and 18 of the title strike out the following:

"To repeal all other laws or parts of laws in conflict herewith."

Amendment No. 2:

Strike out all of Section 7 and renumber the next Section.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla.
May 26, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted the report of the Conference Committee appointed by the President of the Senate and the Speaker of the House of Representatives to adjust the differences existing between the two Bodies on:

By Senator Collins—

Senate Bill No. 343:

A bill to be entitled An Act relating to the public health and for the protection of new-born babies' eyes, and requiring doctors and midwives to use an effective solution of silver nitrate.

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ver-nitrate in new born babies' eyes; to require at least one of the registered practicing physicians who has sponsored the application of any person to practice midwifery to instruct such person in the use of such silver-nitrate solution, and to provide that the failure of either a doctor or midwife to use such solution of silver-nitrate in new-born babies' eyes shall be cause for the revocation of such person's license to practice medicine or midwifery; and to provide that if any person now licensed to practice midwifery does not furnish a certificate from one of the physicians sponsoring her application for license within sixty days after this Act becomes a law, the State Board of Health shall revoke the license to such person to practice midwifery; and providing further that any person who shall hereafter make application for a license to practice midwifery shall furnish a certificate showing that such person has been instructed in the use of silver-nitrate solution in the eyes of new-born babies.

Which Conference Committee Report reads as follows:

Tallahassee, Florida,
May 22, 1941.

Hon. John R. Beacham,
President of the Senate.

Hon. Dan McCarty,
Speaker of the House of Representatives.

Sirs:

Your conference Committee, appointed to adjust the differences existing between the Senate and the House of Representatives on Senate Bill No. 343, have had the same under consideration and do hereby respectfully recommend as follows:

1. That the House recede from its amendment, which reads as follows:

"In Section 1, line 12, of the bill, at the semi-colon, strike out the words 'provided that this section shall not apply to cases where the parents are religiously opposed to the use of drugs and so state to the attending physician, or midwife, who shall record in writing on the birth certificate of such infant the fact that such measures were or were not employed.'"

2. That the Senate and House adopt the following amendment:

Strike out all the remainder of Section 1 commencing with and including the words "are religiously" in line 13 and insert in lieu thereof the following: "shall file with the physician, midwife, or other person in attendance at the birth of a child written objections on account of religious beliefs contrary to the use of drugs. In such case the physician, midwife or other person in attendance shall record in writing on the birth certificate of such child that such measures were or were not employed and attach thereto such written objection."

Your Joint Conference Committee appointed as set forth herein respectfully request the House of Representatives and the Florida State Senate to receive and adopt this report in toto.

Respectfully submitted,
LEROY COLLINS
W. A. SHANDS
DAVID ELMER WARD
Of the Senate.
RALPH McLANE
NEWMAN BRACKIN
RAYMOND SHELTON
Of the House of Representatives

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,
Chief Clerk House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senators Cooley, Kanner, Butler and Collins—

Senate Bill No. 644:

A bill to be entitled An Act to promote the National and State defense; to authorize and require the Highway Com-

missioners to close and abandon those portions of highways and rights-of-way traversing defense areas, and to dedicate the same for defense area purposes, upon certification by the State Defense Council that such action is expedient to promote State and National Defense; to provide for such procedure, to make certified copies of resolutions of Highway Commissioners adopted hereunder, recordable among the public records of the counties and admissible in evidence; to define the terms "highway," "Highway Commissioners," and "defense areas"; and to repeal all laws and parts of laws in conflict herewith

By Senators Cooley, Kanner, Butler and Collins—

Senate Bill No. 645:

A bill to be entitled An Act to authorize the Board of County Commissioners of each County of the State of Florida to expend such sums of money as may be required to pay the necessary expenses of the County Defense Council, the creation of which is authorized under Chapter 20213, Laws of Florida, Acts of 1941, to include sums for such expenses in the County Budget, and to transfer such sums from any fund or funds to such other fund or funds as may be necessary to meet said requirements; to provide that no such transfer shall be made without the approval of the Comptroller of the State of Florida and the Budget Commission in such Counties as have provision therefor; to authorize the Comptroller of the State of Florida and the Budget Commission of such Counties as have provision therefor to make such approval in certain cases, and to repeal all laws and parts of laws in conflict herewith.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And Senate Bills Nos. 644 and 645, contained in the above message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senators Gideons, Cooley and Johnson—

Senate Bill No. 426:

A bill to be entitled An Act providing for the appropriation of certain moneys for maintenance and improvement of Dade Memorial Park, in Sumter County, Florida; and to make appropriation therefor.

By the Committee on Insurance—

Senate Bill No. 561:

A bill to be entitled An Act relating to the insuring of property in the State Fire Insurance Fund wherein the State of Florida or a department thereof has a leasehold interest.

By Senator Horne—

Senate Bill No. 613:

A bill to be entitled An Act to amend Section 3 of Chapter 19446, Laws of Florida, Acts of 1939, entitled: "An Act relating to taxation, levying and imposing an excise tax on the use of 'fuel' or 'motor vehicle fuel' which shall mean and include all combustible gases and liquids used in an internal combustion engine for the generation of power to propel vehicles of any kind or character on the public highways of the State of Florida, excepting such fuels as are subject to the tax imposed by Chapter 15659 Laws of Florida, Acts of 1931, or any other gasoline taxing Acts of the State of Florida; levying and imposing a license tax on the use of 'fuel' or 'motor vehicle fuel'; providing for the report of the use of such commodities, and the collection and payment of such taxes; creating special funds for the reception of such taxes; providing for the enforcement of this Act and penalties for violation hereof," by providing the amount, use and disposition of first, second and third motor vehicle fuel taxes.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

May 27, 1941

And Senate Bills Nos. 426, 561 and 613, contained in the above message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional two-thirds vote of all members of the House of Representatives present, the objections of the Governor to the contrary notwithstanding:

Senate Bill No. 681—(1939 Session):

An Act for the relief of T. Bernard Bishop and J. M. Marshburn from all liability as sureties upon an appearance bond of Joe James, in the County Judge's Court of Jackson County, Florida.

Also has passed by the required Constitutional two-thirds vote of all members of the House of Representatives present, the objections of the Governor to the contrary notwithstanding:

By Senator Graham—

Senate Bill No. 514—(1939 Session):

An Act for the relief of Jarlif, Inc., a corporation of the State of Florida.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 681 (1939 Session) and 514 (1939 Session), contained in the above message, were ordered certified to the Secretary of State.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Johnson and Thomas of Lake—

House Bill No. 538:

A bill to be entitled An Act requiring that the State Superintendent of Public Instruction be made a party to all suits and proceedings brought wherein the validity, construction or interpretation of any school law or rule of the State Board of Education is involved.

By the Committee on Education "A"—

Committee Substitute for House Bill No. 650:

A bill to be entitled An Act relating to education, authorizing the State Board of Education to accept gifts and bequests of money, royalty or other personal or real property given or bequeathed to the public schools or to any school fund established or recognized by law, and designating the State Treasurer as custodian of all such funds, and to repeal all laws and parts of laws in conflict herewith.

By the Committee on Insurance—

Committee Substitute for House Bill No. 661:

A bill to be entitled An Act relating to the State Treasurer: to provide for additional powers and duties of the State Treasurer, as ex-officio insurance commissioner in connection with fires; to provide for payment of expenses of administration; to provide for appointment of an advisory committee; and to repeal all laws in conflict herewith.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 538, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B."

And Committee Substitute for House Bill No. 650, contained in the above message, was read the first time by title only and referred to the Committee on Education.

And Committee Substitute for House Bill No. 661, contained in the above message, was read the first time by title only.

Senator Smith moved that the rules be waived and Committee Substitute for House Bill No. 661 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 27, 1941

Hon. John R. Beacham,
President of the Senate,
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Harrell of Hamilton—

House Bill No. 1112:

A bill to be entitled An Act relating to the suspension or revocation of licenses of insurance agents or solicitors.

By Messrs. Leedy of Orange Cawthon of Leon, Simpson of Jefferson, and Versaggi of St. Johns—

House Bill No. 1391:

A bill to be entitled An Act authorizing High School Athletic Associations of the State of Florida to formulate and conduct a plan of insurance or of indemnity, insuring high school students engaging in athletic high school activities against injury sustained by reason of such participation and exempting such Associations from all provisions of the insurance laws of the State of Florida.

By Committee on Public Roads and Highways—

House Bill No. 1430:

A bill to be entitled An Act to amend Section 1 of Chapter 13810, Laws of Florida, Acts of 1929, entitled: "An Act to prohibit the purchase of motor vehicles by State officers or employees in all cases where no specific appropriation has been made authorizing the same", to exempt purchases of motor vehicles by the State Road Department from the prohibition of said Chapter 13810.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1112, contained in the above message, was read the first time by title only.

Senator Smith moved that the rules be waived and House Bill No. 1112 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

And House Bill No. 1391, contained in the above message, was read the first time by title only and referred to the Committee on Education.

And House Bill No. 1430, contained in the above message, was read the first time by the title only.

Senator Beall moved that the rules be waived and House Bill No. 1430 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

ORDERS OF THE DAY

The motion made by Senator Butler on May 26, 1941, to reconsider the vote by which Senate Bill No. 495 failed to pass the Senate on Friday, May 23, 1941, was taken up.

The question was put.

Which was agreed to and the Senate reconsidered the vote by which Senate Bill No. 495 failed to pass the Senate May 23, 1941.

The question recurred on the passage of Senate Bill No. 495.

Pending roll call, Senator Butler moved that the rules be waived and Senate Bill No. 495 be placed back on the Calendar of Bills on second reading for the purpose of amendment.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Smith offered the following amendment to Senate Bill No. 495:

May 27, 1941

Strike out in lieu there of "Section 1 of the sever follows: Advertising Arrest of pri Safekeeping: wise provide bill to be app diction the c Attendance c Bailiffs, all C Bonds, writin Commissions Without sale \$1,000.00 to : Over \$3,000.0 Upon actual \$100.00 to \$: \$1,000.00 to : Over \$3,000.0 He shall afte notwithstand On moneys costs, or oth fee shall be Commitment Re-commitm Copy of proc Every subsequ Coroner's inc And mileage. Docketing ex Deed of rea property, exe Fieri Facias, Fingerprintr Guards, not Habeas Corp Hab, fa. ca. Horses and n feeding, not Investigation rection of th other prosec be approved Jurors or tal venire, or by Jury, Petit, Mileage, dist dool to poin each way Personal pro hual and nec approved by case shall co Release of pr Removal of) way Sale of real commissions Servants, not State Hospit Girls: convey Per day for l tually necess tation Stock, other ing such all Subpoena fo Return on se Return on v Return on w Venire, granc And mileage. Writs in acti "Section 2. required to e prisoner char of any crime sum of .07 I the limits of his prisoner, and necessa in the State

Strike out everything after the enacting clause and insert in lieu thereof the following:

"Section 1. That the fees to be charged by the Sheriffs of the several counties of the State of Florida shall be as follows:

Advertising property for sale, under process	\$2.00
Arrest of prisoner	2.00
Safekeeping and punishment of prisoners (not otherwise provided for) actual and necessary expense, bill to be approved by the Judge under whose jurisdiction the case shall come,	
Attendance on all Courts for each Court, per day	4.00
Bailiffs, all Courts, per day	3.00
Bonds, writing, taking and approving	2.00
Commissions on money collected under process:	
Without sale; on first \$1,000.00	2%
\$1,000.00 to \$3,000.00	1%
Over \$3,000.00	1/2 of 1%
Upon actual sale; on first \$100.00	5%
\$100.00 to \$1,000.00	2%
\$1,000.00 to \$3,000.00	1%
Over \$3,000.00	1/2 of 1%

He shall after levy be entitled to collect said fees notwithstanding payment of debt to plaintiff. On moneys collected for the State as fines, fees, costs, or other monies adjudged to the State the fee shall be

Commitment to jail of prisoner arrested by him	5%
Re-commitment under order	1.00
Copy of process, 100 words or less .....	.50
Every subsequent 100 words .....	.25
Coroner's inquest, attending .....	.10
And mileage, per mile each way	5.00
Docketing executions, each .....	.12 1/2
Deed of real estate and bill of sale of personal property, executing (paid by purchaser)	1.00
Fieri Facias, or other process, levying	2.00
Fingerprinting, for each prisoner	2.00
Guards, not more per day than	2.00
Habeas Corpus, executing	2.00
Hab. fa. ca. sa.; executing of	2.00
Horses and mules taken under process, keeping and feeding, not more per day than .....	.75

Investigation of crimes when made under the direction of the State's Attorney, County Solicitor or other prosecuting officer, per day per deputy (to be approved by the Court)

Jurors or talesmen or bystanders, summoning under venire, or by order, each	6.00
Jury, Petit, calling .....	.20
Mileage, distance to be estimated from Courthouse door to point of execution of process, per mile, each way .....	.20

Personal property, levying and safekeeping of, actual and necessary expense to be allowed, bill to be approved by the Judge under whose jurisdiction the case shall come

Release of prisoner .....	.50
Removal of prisoner to or from jail, per mile each way .....	.12 1/2

Sale of real or personal property in addition to commissions

Servants, not more per day than	2.00
State Hospital and Industrial Schools for Boys and Girls; conveying prisoner to	1.00
Per day for himself and per day for each guard actually necessary. The State will furnish transportation	6.00

Stock, other than above, taken under process, keeping, such allowance as the Judge may fix.

Subpoena for witness, service on each witness	5.00
Return on same for each witness .....	.25
Return on warrants .....	.10
Return on writs, executions and other process .....	.25

Venire, grand or petit jury, executing

And mileage, per mile each way	5.00
Writs in action at law, executing .....	.12 1/2
	2.00

"Section 2. That the Sheriffs of the several counties when required to go beyond the limits of this State to bring back a prisoner charged with any offense, or who has been convicted of any crime in this State, and has escaped, shall charge the sum of .07 per mile for the actual distance traveled beyond the limits of this State, together with the same mileage for this prisoner and in addition thereto he shall receive the actual and necessary expense on account of returning the prisoner to the State of Florida.

"Section 3. For feeding twenty prisoners, or less, each per day .75. All over twenty, each, per day, .60.

"Section 4. That Chapter 10091, of the Laws of Florida, 1925, entitled 'An Act fixing the Fees to be charged by the sheriffs of the several counties of the State of Florida, and to Repeal Chapter 7886, Acts of 1919, Laws of Florida, entitled. "An Act fixing the compensation of sheriffs of the several counties of the State of Florida," be and the same is hereby repealed.

"Section 5. Nothing herein contained shall be construed as repealing any statute of the State of Florida relative to the compensation and remuneration of all county officials.

"Section 6. All laws and parts of laws in conflict herewith are hereby repealed.

"Section 7. This Act shall take effect upon becoming a law."

Senator Smith moved the adoption of the amendment.

Pending adoption of the foregoing amendment, Senator Smith moved that the further consideration of Senate Bill No. 495, together with pending amendment, be informally passed, the bill retaining its place on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senator Adams (25th) moved that the rules be waived and consideration of the motion made by him to reconsider the vote by which House Bill No. 298 failed to pass the Senate on May 23, 1941, be informally passed at this time and he be permitted to call same up for consideration at a later date.

Which was agreed to by a two-thirds vote and it was so ordered

The motion made by Senator Whitaker on May 22, 1941, to reconsider the vote by which the following amendment to Senate Bill No. 97 was adopted by the Senate on May 22, 1941, was taken up in its order and the consideration thereof was informally passed:

Strike out the words "and its political subdivisions" wherever they may occur.

The motion made by Senator Collins on May 23, 1941, to reconsider the vote by which the following amendment to Senate Bill No. 482 was adopted was taken up:

In Section 1, line 6, (typewritten bill), strike out the comma after the word "District."

The question was put.

Which was agreed to and the Senate reconsidered the vote by which the foregoing amendment to Senate Bill No. 482 was adopted.

By unanimous consent Senator Kelly withdrew the foregoing amendment.

The motion made by Senator Collins on May 23, 1941, to reconsider the vote by which the following amendment to Senate Bill No. 482 was adopted was taken up:

In Section 1, line 6, (typewritten bill) after the word "County," strike out the comma and add the word "and."

The question was put.

Which was agreed to and the Senate reconsidered the vote by which the foregoing amendment to Senate Bill No. 482 was adopted.

By unanimous consent Senator Kelly withdrew the foregoing amendment.

The motion made by Senator Collins on May 23, 1941, to reconsider the vote by which the following amendment to Senate Bill No. 482 was adopted was taken up:

In Section 1, line 7, (typewritten bill), strike out the words "and all other Tax District" and the words "general or special."

The question was put.

Which was agreed to and the Senate reconsidered the vote by which the foregoing amendment to Senate Bill No. 482 was adopted.

By unanimous consent Senator Kelly withdrew the foregoing amendment.

By unanimous consent Senator Ward offered the following amendment to Senate Bill No. 482:

In Section 1, line 20 (typewritten bill), strike out the period after the word "taxes" and insert the following: providing that in all counties with an assessed valuation of Twenty Six Thousand Dollars and less on the first Ten Thousand Dollars in amount of such assessments or collections, ten per cent; on the next Ten Thousand Dollars in amount of such assessments

or collections, ten per cent shall be allowed and paid for assessing and collecting State Taxes.

Senator Ward moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Maines offered the following amendment to Senate Bill No. 482:

(Typewritten bill) At end of Section 1 add the following: The provisions of this Act shall not apply to any Tax Assessor or Tax Collector now being paid on a salary basis.

Senator Maines moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Kelly offered the following amendment to Senate Bill No. 482:

In Section 1, line 13, (typewritten bill) strike out the words: "Ten" and insert in lieu thereof the following: "Five."

Senator Kelly moved the adoption of the amendment.

Pending adoption of the amendment, Senator Kelly moved that the rules be waived and Senate Bill No. 482, as amended and with pending amendment, be made a Special and Continuing Order of Business for consideration by the Senate beginning at 4:30 o'clock P. M., this day.

Which was agreed to by a two-thirds vote and it was so ordered.

SENATE BILLS ON THIRD READING

Senate Bill No. 216 was taken up in its order, pending roll call, and the consideration thereof was informally passed.

By unanimous consent Senator Cooley withdrew Senate Bill No. 267.

Senate Bill No. 646 was taken up in its order, pending roll call, and the consideration thereof was informally passed.

By unanimous consent Senator Drummond withdrew Senate Bill No. 247.

Senate Bills Nos. 62 and 706 were taken up in their order and the consideration thereof was informally passed.

SENATE BILLS ON SECOND READING

Senate Bill No. 412 was taken up in its order and the consideration thereof was informally passed.

Senator Smith moved that the rules be waived and the Senate take up and consider Committee Substitute for House Bill No. 661, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Committee Substitute for House Bill No. 661:

A bill to be entitled An Act relating to the State Treasurer; to provide for additional powers and duties of the State Treasurer, as ex-officio insurance commissioner in connection with fires; to provide for payment of expenses of administration; to provide for appointment of an advisory committee; and to repeal all laws in conflict herewith.

Was taken up.

Senator Smith moved that the rules be further waived and Committee Substitute for House Bill No. 661 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 661 was read the second time by title only.

Senator Smith moved that the rules be further waived and Committee Substitute for House Bill No. 661 be read the third time in full and placed upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 661 was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 661, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Folks, Gideons, Graham, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Perdue, Price, Rose, Shands, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—33.

Nays—None.

So Committee Substitute for House Bill No. 661 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Smith withdrew Senate Bill No. 329.

Senate Bills Nos. 76, 11, 464, and 424, were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 448:

A bill to be entitled An Act authorizing and permitting each and every County, Governmental Unit, Department, Board or Bureau of the State of Florida, to provide for Life, Health, Accident, Hospitalization or Annuity Insurance, on all or any kinds of such insurance for its employees, upon a group insurance plan, and to permit some of them to pay in part, to contribute in part to the payment of premiums therefor; to enter into agreements with insurance companies to provide such insurance; to deduct periodically from the wages of any employee upon written request of such employee any premium or portion of premium for such insurance.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 448 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 448 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 448 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 448 was read the third time in full.

Pending roll call, Senator Maines moved that further consideration of Senate Bill No. 448 be informally passed.

Which was agreed to and it was so ordered.

Senate Bill No. 462:

A bill to be entitled An Act relating to the disposition of dead domestic animals; making it unlawful to deposit or place such animals in wooded or timber lands; and providing penalty for the violation thereof.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 462 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 462 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 462 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 462 was read the third time in full.

Upon the passage of Senate Bill No. 462 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.

So Senate Bill No. 462 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Dye moved that the Senate do now adjourn.

Which was agreed to.

And Senate took a recess at 12:59 o'clock P. M., until 2:30 o'clock P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

A quorum present.

The following reports of committees were received:

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Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Senator McKenzie, Chairman of the Committee on Military Affairs, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendments:

House Bill No. 554:

A bill to be entitled An Act providing for leave of absence to public officials in military service; defining the term "active military service" and the term "period of active military service"; authorizing the appointment of deputies or assistants to perform the duties of the absent official, fixing the compensation of such deputies or assistants, regulating the bond of the absent official and that of the deputy or assistant, and fixing the term of appointed deputies or assistants; defining the powers and duties of deputies or assistants appointed; providing for the performance of the duties of judicial officials absent on leave for military service; providing for the performance of the duties of State attorneys absent on leave for military service; preserving the seniority rights, efficiency ratings, promotional status, and retirement privileges of public officials absent on leave for military service; providing for public officials absent on leave for military service to resume their official duties upon being mustered out of the service of the armed forces of the United States; providing for the granting of leaves of absence for military service to employees of the State of Florida, of the counties of the State of Florida, and of the municipalities or political subdivisions of the State of Florida under certain conditions; adopting certain provisions of the Federal law relating to re-employment of persons selected under the selective service Act and providing for the removal from office of any State, County or Municipal officer refusing to comply therewith; and repealing all laws and parts of laws in conflict herewith.

Which amendments read as follows:

Amendment No. 1:

Strike out the title and insert the following:

A bill to be entitled An Act providing for leave of absence to public officials in military service under certain conditions; defining the term "active military service" and the term "period of active military service; preserving the seniority rights, efficiency ratings, promotional status, and retirement privileges of public officials absent on leave for military service; providing for public officials absent on leave for military service to resume their official duties; providing for the granting of leaves of absence for military service to employees of the State of Florida, of the counties of the State of Florida, and of the municipalities or political subdivisions of the State of Florida under certain conditions; adopting certain provisions of the Federal law relating to re-employment of persons selected under the selective service Act and providing for the removal from office of any State, County or Municipal officer refusing to comply therewith; and repealing all laws and parts of laws in conflict herewith.

Amendment No. 2:

Strike out everything after the enacting clause and insert the following:

Section 1. LEAVE TO PUBLIC OFFICIALS FOR MILITARY SERVICE. All State and County officials in the State of Florida, and all others who hold office under the government of the State of Florida, and who are officers either in the Florida Defense Force, the National Guard, the Naval Militia, Marine Corps, Unorganized Militia, United States Army Reserve, United States Navy Reserve, United States Marine Corps Reserve, United States Coast Guard Reserve, or officers in any other class of the militia, or county school officers, and all municipal officials in the State of Florida, may, subject to the provisions and conditions hereafter set forth, be granted leave of absence from their respective offices and duties to perform active military service. The first thirty days of any leave of absence to be with full pay and the remainder without pay.

Section 2. DEFINITIONS. The term "active military service" as used in this Act shall signify active duty in the Florida Defense Force or Federal service in training or on active duty with any branch of the Army of the United States, the United States Navy, the Marine Corps of the United States, the Coast Guard of the United States, and service of all officers of the United States Public Health Service detailed by proper authority for duty either with the Army or the Navy, and shall include the period during which a person in military service is absent from duty on account of sickness, wounds, leave, or other lawful cause.

The term "period of active military service" as used in this Act shall begin with the date of entering upon active military service, and shall terminate with death or a date thirty days immediately next succeeding the date of release or discharge from active military service, or upon return from active military service, whichever shall occur first.

Section 3. LEAVE TO BE GRANTED BY GOVERNOR. Application for such leave of absence shall be made to the Governor of the State of Florida and may be granted or denied by the Governor in his discretion, as the public interest may require.

Section 4. LEAVE NOT TO EXTEND BEYOND TERM OF OFFICE. In the event that the term of office of an official on leave shall expire during such leave, the office of that official shall be filled by election or appointment as may be required by law; provided, however, that said official on leave shall have the right to qualify and become a candidate for such office, and, if nominated or elected shall have the same rights and privileges herein according to an incumbent.

Section 5. RIGHTS DURING LEAVE. During such leave of absence such official shall be entitled to preserve all seniority rights, efficiency ratings, promotional status and retirement privileges. The period of active military service shall, for purposes of computation to determine whether such person may be entitled to retirement under the laws of the State of Florida, be deemed continuous service in the office of said official. While absent on such leave without pay, said official shall not be required to make any contribution to any retirement fund.

Section 6. RESUMPTION OF OFFICIAL DUTIES. Upon said officer terminating his active military service, he shall immediately enter upon the duties of his office for the unexpired portion of the term for which he was elected or appointed.

Section 7. EMPLOYEES. All employees of the State of Florida, and of the several counties of the State of Florida, and of the municipalities or political subdivisions of the State of Florida may, in the discretion of the employing authority of such employee, be granted leave of absence, under the terms of this Act, and upon such leave of absence being granted, said employee shall enjoy the same rights and privileges as are hereby granted to officials under this Act, in so far as may be.

Section 8. ADOPTION OF FEDERAL LAW FOR EMPLOYEES. The provisions of Section 8 of Chapter 720 Acts of Congress of the United States, approved September 16, 1940, (Title 50 App. Section 308, U.S.C.A.), in so far as it relates to the re-employment of public employees granted a leave of absence on active military duty under this Act, shall be applicable in this State and the refusal of any State, County, or municipal official to comply therewith shall subject him to removal from office.

Section 9. All laws and parts of laws in conflict herewith are hereby repealed.

Section 10. If any section, part or section, clause or phrase of this Act shall be held invalid for any reason, such holding shall not affect the validity of other sections, parts of sections, phrases or clauses not so held invalid.

Section 11. This Act shall take effect upon its becoming a law.

H. S. MCKENZIE,

Chairman.

And House Bill No. 554, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Shuler, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir

Your Committee on Game and Fisheries, to whom was referred:

House Bill No. 118:

A bill to be entitled An Act to amend Sections 20 and 21 of Chapter 13644, Laws of Florida, Acts of 1929, the same being entitled "An Act relating to game, non-game birds, fresh water fish and fur bearing animals; to create the Department of Game and Fresh Water Fish and the office of State Game Commissioner, to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies;

ties; to provide for the protection and conservation of game, non-game birds, fresh water fish and fur bearing animals by prescribing the times when and mean by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh water fish or hides of fur bearing animals, to procure a license for same; to prohibit the use, etc.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In Section 1, lines 44-45 (typewritten bill), strike out the words "for which the County Judge shall receive a fee of ten (\$.10) cents."

Amendment No. 2:

In the title, line 1 typewritten bill, strike out the words "and 21."

JAY A. SHULER,
Chairman.

And House Bill No. 118, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Shuler, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941

Hon. John R. Beacham,
President of the Senate.
Sir.

Your Committee on Game and Fisheries, to whom was referred:

Senate Bill No. 716—

A bill entitled An Act relating to protection and conservation of sponges; providing for privilege tax on wholesale dealers in sponges; providing for privilege tax on producers of sponges; requiring wholesale dealers to collect the privilege tax imposed on producers and pay tax to State Board of Conservation; conferring on State Board of Conservation exclusive police powers to administer provisions of Act and a. laws relating to protection and conservation of sponges; authorizing State Board to revoke licenses issued hereunder; making lawful taking sponges over certain size from waters of State by certain methods; providing for expenditure of licenses and taxes received; prohibiting taking sponges from certain areas by diving method; prescribing penalty for violating provisions hereof; repealing conflicting laws.

House Bill No. 1225:

A bill to be entitled An Act to repeal Chapter 19812, Special Laws of Florida, Acts of 1939, entitled "An Act to prohibit the use of nets with specified exceptions, in certain waters of Escambia and Santa Rosa counties, and to prohibit the sale of fresh water fish in said counties, insofar as the same relates or is applicable to the regulation of the use of nets in Escambia River located within Santa Rosa County, Florida, as defined in said Act and insofar as the same relates or is applicable to the sale, trade, barter or exchange, or offer for sale, trade, barter or exchange of fresh water fish of any kind within Santa Rosa county, Florida.

Have had the same under consideration, and recommend that the same pass.

JAY A. SHULER,
Chairman.

And Senate Bill No. 716 and House Bill No. 1225, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Clarke, Vice Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir.

Your Committee on Pensions and Claims, to whom was referred:

Senate Bill No. 610:

A bill to be entitled An Act granting a pension to Mrs. Frances N. Clayton.

Senate Bill No. 735:

A bill to be entitled An Act for the relief of S. T. Strickland of Nassau County, Florida.

Senate Bill No. 609:

A bill to be entitled An Act for the relief of W. L. Rawls, for damages sustained by him while acting as road patrolman,

House Bill No. 161:

A bill to be entitled An Act for the relief of Homer Smith and his son, Clinton Smith, by reason of the sustaining of permanent injuries to Clinton Smith, a minor, as a result of being struck by a truck owned and operated by the State Road Department of Florida.

Have had the same under consideration, and recommend that the same pass.

S. D. CLARKE,
Vice-Chairman.

And Senate Bills Nos. 610, 735 and 609, together with House Bill No. 161, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Collins, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir.

Your Committee on Education, to whom was referred:

Senate Bill No. 480:

A bill to be entitled An Act to amend Section 1 of Chapter 17,862, Laws of Florida, Acts of 1937, entitled: "An Act to fix the compensation and the basis thereof of County Superintendents of Public Instruction of the Counties of the State of Florida," said Section One of said Act Relating to compensation and basis thereof of the County Superintendent of Public Instruction of the Counties of the State of Florida.

Have had the same under consideration and recommend that the same pass.

LEROY COLLINS,
Chairman.

And Senate Bill No. 480, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Collins, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir.

Your Committee on Education, to whom was referred:

Senate Bill No. 539:

A bill to be entitled An Act authorizing the Boards of County Commissioners and the Boards of Public Instruction in the several Counties of the State to make arrangements for the use of school busses for the purpose of transporting members of the Florida Defense Force to and from drill areas under certain conditions; providing for the payment of the expenses of such transportation by the Boards of County Commissioners; and repealing all laws and parts of laws in conflict herewith.

Have had the same under consideration and recommend that the same pass.

LEROY COLLINS,
Chairman.

And Senate Bill No. 539, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Kelly, Chairman of the Committee on Corporations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir.

Your Committee on Corporations, to whom was referred:

Senate Bill No. 699:

A bill to be entitled An Act providing for additional duties and powers for the Trustees of dissolved corporations; fixing the time in which Trustees of dissolved corporations may act as such Trustees; prescribing the manner in which such duties and powers shall be exercised; providing for the filling

of vacancies in the Trustees; and providing that all deeds, conveyances, satisfactions, subordinations, releases and assignments heretofore executed by a majority of such Trustees, so constituted at the time of dissolution, unless contested by suit within six months from the effective date of this Act, shall be valid and effectual; repealing all laws in conflict herewith and providing the effective date of this Act.

Have had the same under consideration, and recommend that the same pass.

DAN KELLY, JR.,
Chairman.

And Senate Bill No. 699, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Shuler, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Game and Fisheries, to whom was referred.

Senate Bill No. 715:

A bill to be entitled An Act relating to fishing, providing a closed season on all species of fresh water fish, and providing penalties for the violation of this Act.

Have had the same under consideration and recommend that the same pass, with the following amendment:

Amendment No 1:

In Section 1, line 4 (typewritten bill), strike out the words: "March 15 and ending May 15, inclusive." and insert in lieu thereof the following: "April 1 and ending May 1, inclusive."

JAY A. SHULER,
Chairman.

And Senate Bill No. 715, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Kelly, Chairman of the Committee on Corporations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Corporations, to whom was referred:

House Bill No. 1175:

A bill to be entitled An Act requiring all persons engaged in business or professions in the State of Florida, except corporations, using other than their own proper names, to register: the trade name or whatever name they are doing business under and the extent of interest of all persons concerned, with the Clerk of the Circuit Court of the County where the principal place of business is, as part of the public records, and the penalty for non-compliance.

Have had the same under consideration, and recommend that the same pass.

DAN KELLY, JR.,
Chairman.

And House Bill No. 1175, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading.

Senate Bill No. 648:

A bill to be entitled An Act authorizing agreements to be made between the State Road Department and any Municipal Corporation, County, District, Authority, or any Political Subdivision, or any agency or commission of the State of Florida which has heretofore acquired or constructed any toll revenue-producing bridge, causeway, tunnel, ferry, toll road or any combination thereof, or which has adopted, or may hereafter adopt, proceedings pursuant to which any of them

will acquire or construct any such toll revenue-producing bridge, causeway, tunnel, ferry, toll road or combination thereof; specifying the objects of such agreements to include the leasing and/or purchasing of such toll revenue-producing projects; the payment of the cost of the acquisition, improvement, extension, repair, operation and maintenance of such projects; authorizing the State Road Department to operate, manage, maintain, construct, improve, lease and/or purchase said projects; authorizing the making of agreements with the United States and its agencies for the use of Federal aid upon such projects; providing for the designation of such projects as State roads; providing the use of certain funds for carrying out the purposes of this Act; authorizing the State Road Department to operate said projects and to collect tolls for the use thereof; and otherwise providing for the carrying out the purposes of this Act.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 648, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading:

Senate Bill No. 552:

A bill to be entitled An Act giving the consent for the State of Florida to be named as party defendant in condemnation suits brought by the United States and providing that the State of Florida shall be made a party defendant in all suits brought by the United States to condemn lands for governmental purposes, in which the State of Florida has any interest, and providing for the method of service of process upon the State of Florida in such cases.

Have carefully examined same, and find same correctly engrossed, and return same herewith,

S. A. HINELY,
Chairman.

And Senate Bill No. 552, contained in the above report, was certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading:

Senate Bill No. 448:

A bill to be entitled An Act authorizing and permitting each and every county, governmental unit, department, board or bureau of the State of Florida, to provide for life, health, accident, hospitalization or annuity insurance, or all or any kinds of such insurance for its employees, upon a group insurance plan, and to permit some of them to pay in part, to contribute in part to the payment of premiums therefor; to enter into agreements with insurance companies to provide such insurance; to deduct periodically from the wages of any employee upon written request of such employee any premium or portion of premium for such insurance.

Have carefully examined same, and find same correctly engrossed, and return same herewith,

S. A. HINELY,
Chairman.

And Senate Bill No. 448, contained in the above report, was certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading—

Senate Bill No. 457:

A bill to be entitled An Act referring to corporations and the restoration of the corporate privileges and corporate entity of corporations dissolved by operation of law for failure to pay the capital stock tax, and prescribing conditions for such restoration.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 457, contained in the above report, was certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading—

Senate Bill No. 343:

A bill to be entitled An Act relating to the public health and for the protection of new born babies' eyes, and requiring doctors and midwives to use an effective solution of silver-nitrate in new born babies' eyes: to require at least one of the registered practicing physicians who has sponsored the application of any person to practice midwifery to instruct such person in the use of such silver-nitrate solution, and to provide that the failure of either a doctor or midwife to use such solution of silver-nitrate in new born babies' eyes shall be cause for the revocation of such person's license to practice medicine or midwifery; and to provide that if any person now licensed to practice midwifery does not furnish a certificate from one of the physicians sponsoring her application for license within sixty days after this Act becomes a law, the State Board of Health shall revoke the license to such person to practice midwifery; and providing further that any person who shall hereafter make application for a license to practice midwifery shall furnish a certificate showing that such person has been instructed in the use of silver-nitrate solution in the eyes of new born babies.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 343, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading—

Senate Bill No. 470:

A bill to be entitled An Act to amend Sections 1, 5, 6, and 10 of Chapter 19014, Laws of Florida, Acts of 1939, entitled: "An Act to provide for a statewide retirement system for teachers; to provide for its management and regulation; to define its membership and benefits payable thereunder; to provide for contributions by the members of the retirement system and by the State of Florida; to appropriate money from the general revenue fund of the State for the payment of part of the costs of maintenance and all of the costs of administering the system to regulate the use of these monies; to provide that all benefits payable under the system shall be exempt from all taxes and from execution and attachment and other legal process and shall be non-assignable except as

provided therein; and to provide penalties for the violation of this Act;" and to repeal all laws in conflict with this Act. Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 470, contained in the above report, was certified to the House of Representatives.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 473:

A bill to be entitled An Act to designate and establish certain State Roads in Escambia County, Florida.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,
A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bill contained in the above report was thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 194:

A bill to be entitled An Act defining and regulating the practice of professional Engineering in Florida and defining a Professional Engineer; providing for the registration of Professional Engineers; creating and establishing the Florida State Board of Engineer Examiners; providing for the appointment of members composing said board; defining the qualifications of the members; granting certain powers and duties to said board; providing for the expenses of said board and for the organization and holding of meetings and for the keeping of records of said board; defining violations of this Act and the penalties for such violations; providing procedure for determining violations and prescribing penalties therefor; defining and providing for exemptions from the provisions of this Act; providing as to Engineers from other States practicing professional Engineering in Florida; providing for registration and examination fees and providing for and defining qualifications for registration; providing for the holding of examinations and the issuance of Certificates of Registration and for suspending and revoking Certificates so issued; providing for appeal from the action of said board; providing for receiving, accounting for, and disbursing monies by said board; providing for the abolition of the State Board of Engineering Examiners and the transfer of its property to and assumption of its obligation by the Florida State Board of Engineer Examiners; providing for the preservation of rights vested under the law existing prior to enactment of this law; and, save as necessary to preserve such rights, repealing all laws or parts of laws in conflict with this Act.

Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith

present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bill contained in the above report was thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 915:

A bill to be entitled An Act to Designate and Establish a certain State road in Gadsden County.

House Bill No. 994:

A bill to be entitled An Act Designating and Establishing certain roads in Martin County, Florida, as State roads.

House Bill No. 1007:

A bill to be entitled An Act to Declare, Designate and Establish certain State roads in Clay County, Florida.

House Bill No. 1019:

A bill to be entitled An Act to Designate a certain road in St. Johns County as a State road.

House Bill No. 1114:

A bill to be entitled An Act making it lawful to sell salt water fish twelve months in each year in Gilchrist County, State of Florida.

House Bill No. 1117:

A bill to be entitled An Act fixing the maximum compensation of Members of the Board of County Commissioners in Gilchrist County, State of Florida; and repealing all laws in conflict herewith.

House Bill No. 1169:

A bill to be entitled An Act to amend Section 1 of Chapter 9540, Laws of Florida, Acts of 1923 being "An Act to make it unlawful for Live Stock to run or roam at large in the following part of Okeechobee County, Florida; Township 37 and Fractional Township 38 of Range 35 and Fractional Township 37 of Ranges 33 and 34 and Fractional Township 38 of Range 34; to provide for the sale of such live stock so running at large; to provide a penalty for the violation of this Act; and providing that persons damaged by such stock running at large may recover damage therefor together with reasonable attorney's fee from the owner of such Live Stock."

House Bill No. 1178:

A bill to be entitled An Act providing for the disposition of funds accruing to Lafayette County, Florida, from the operation of pari-mutuel pools.

House Bill No. 1213:

A bill to be entitled An Act providing for the ratification and confirmation of each and every tax settlement made by the City Clerk, Tax Collector and City Council of the City of Okeechobee, Florida, on Tax Certificates heretofore issued for nonpayment of taxes, and delinquent taxes on lands situated in said city.

House Bill No. 1218:

A bill to be entitled An Act to expressly authorize and empower the City of Port Tampa by Ordinance, to establish a building code for said city and provide and prescribe building regulations affecting said city; to adopt by ordinance, rules and regulations for the construction, erecting, alteration, repair, removal or demolition of all buildings now erected or to be erected in said city; to provide regulations for any and all building operations in said city; to provide regulations for the installation, maintenance, and repairs of electrical wiring, for light, heat and power and all plumbing installations; to provide for the creation of a building department

for said city and for the appointment of a building inspector to supervise such operations; to provide for permits for building operations, including electrical and plumbing installations and repairs; to provide for permits for all building operations and establish fees for building permits and to prescribe penalties for the violation of provisions of said building code and regulations; to provide procedure for appeals from the action of the building inspector.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 501:

A bill to be entitled An Act repealing Chapter 16916, Laws of Florida, Acts of 1935, entitled "An Act providing that in Counties of the State of Florida having a population of not less than Thirteen Thousand One Hundred Thirty-Six (13,136) and not more than Thirteen Thousand Two Hundred Eighty (13,280), according to the Federal census of 1930, candidates for election for the Board of County Commissioners, and candidates for election as members of the County Board of Public Instruction, shall be nominated from the County at large instead of by district" subject to a referendum.

House Bill No. 507:

A bill to be entitled An Act providing for an additional Assistant State Attorney for each Judicial Circuit of the State of Florida containing three or more Counties and having three or more Circuit Judges, which Circuit embraces and includes a County having a population of more than 200,000 people according to the last preceding State or Federal census, and providing for the appointment, residence, term of office, powers, duties, and compensation of such Assistant State Attorney.

House Bill No. 807:

A bill to be entitled An Act to amend Section 2 of Chapter 19432, Laws of Florida, Acts of 1939, the same being designated and known as "The Florida Certification Seed Law".

House Bill No. 1301:

A bill to be entitled An Act fixing the fees and taxes to be collected by the Motor Vehicle Commissioner upon the registration or re-registration of automobiles for private use, and repealing all laws or parts of laws in conflict herewith and providing when this Act shall take effect.

House Bill No. 1304:

A bill to be entitled An Act to fix and define the Corporate Limits of the Town of Flagler Beach, in Flagler County, Florida, to prescribe its boundaries and to repeal Section 6 of Chapter 11481, Laws of Florida, Acts of the Extraordinary Session of the Legislature of 1925, as amended by Chapter 15205, Laws of Florida, Acts of 1931.

House Bill No. 1331:

A bill to be entitled An Act to amend Section 174 of Chapter 10941, Laws of Florida, Acts of 1925, entitled "An Act to abolish the present municipal government of the City of New Smyrna, in Volusia County, State of Florida, and to create, establish and organize a municipality to be known and designated as the City of New Smyrna, and to define its territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges."

House Bill No. 1337:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Clay County, Florida, to levy a special tax of not to exceed two mills annually for hospitalization of indigent inhabitants of said County.

House Bill No. 1340:

A bill to be entitled An Act to legalize, confirm, ratify and validate the proceedings, Acts and transactions of the

City of Rockledge, Florida, and its officers and the City Council thereof.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND.

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 983:

A bill to be entitled An Act declaring, designating and establishing certain roads in Calhoun County, Florida.

House Bill No. 1129:

A bill to be entitled An Act to amend Section 1 of Chapter 20246 of the General Laws of Florida, 1941, the same being An Act entitled: "An Act to permit the retirement of a deputy or employee, or any County official or other County employee in any County, having a population of 267,000 inhabitants or more, according to the last preceding State or Federal census, under certain conditions with pay" by providing that said Act shall not apply to any employee or County School Boards in such Counties.

House Bill No. 1235:

A bill to be entitled An Act providing for the division of Taylor County, Florida, into Cattle Districts: for the appointment of Inspectors; fixing the powers and duties of said Inspectors; designating the funds for the carrying out and enforcement of this Act and the manner in which said funds shall be used; fixing the powers and duties of the Board of County Commissioners of said County in connection with said Act; and forbidding the transportation of certain animals and hides during certain periods of time and on Sundays; and designating the laws applicable to this Act.

House Bill No. 1299:

A bill to be entitled An Act authorizing and empowering the City of Avon Park to lease or sub-let part or all of any Municipal Airport it now owns or leases or may acquire in the future, together with all hangars, air facilities, auxiliary air fields to any person, persons, firm or corporation, at a rental to be fixed by the City Council of said City; providing for a referendum to be submitted to the qualified electors of said City at an election to be called by the City Council of said City to vote for or against authorization to lease airport of said City; providing for a notice of said election and providing that the City Council of said City shall fix a time for said election and providing for the form of said ballots of said election; and providing for the repealing of all laws in conflict herewith.

House Bill No. 1327:

A bill to be entitled An Act providing for a complete re-registration of all voters in Osceola County, Florida, the expenses thereof and the duties of the officials who are required to perform such duties.

House Bill No. 1357:

A bill to be entitled An Act authorizing and empowering the City of Fort Pierce, a municipal corporation, in St. Lucie County, Florida, to issue and sell its revenue certificates payable solely from the net revenues of the Light and Water Plant of said City for the purpose of retiring bonds of said City, the principal and/or interest of which have been paid in whole or in part from the net revenues of said Light and Water Plant, and authorizing the sale of said revenue certificates at public or private sale.

House Bill No. 1361:

A bill to be entitled An Act rectifying, curing and legalizing any irregularities or omissions pertaining to the making and filing or recording of lists of Tax certificates and/or lists of all lands sold by the City of Fort Pierce with the authorized City Agency and with the Clerk of the Circuit Court of St. Lucie County, Florida, for the year 1939 and all years prior thereto.

House Bill No. 1359:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings in law and in chancery before the Circuit Court of St. Lucie County, Florida.

House Bill No. 1333:

A bill to be entitled An Act to fix and prescribe the Trial Jurisdiction of Justices of the Peace in Madison County, Florida.

House Bill No. 1372:

A bill to be entitled An Act approving, confirming and validating all compromises, adjustments, abatements and rebates heretofore effected, made and allowed by the City Council of the City of Key West and/or by the Tax Adjustment Committee of said City and/or by the officers of said City in the collection of taxes on real and personal property and/or special improvement assessments for street paving and/or sidewalk; provided that this Act shall take effect immediately upon passage and approval of the Governor or upon its becoming a law without such approval.

House Bill No. 1377:

A bill to be entitled An Act defining the time when registration books for primary and general elections in Clay County shall be kept open in the office of the Supervisor of Registration, and in the various precincts of said County, and prescribing the duties and compensation of the Supervisor in connection therewith.

House Bill No. 970:

A bill to be entitled An Act to fix the salary of the Supervisor of Registration of Okaloosa County, Florida, and repealing all laws in conflict herewith.

House Bill No. 963:

A bill to be entitled An Act designating and establishing certain roads in Collier County, Florida, as State roads.

House Bill No. 1194:

A bill to be entitled An Act prohibiting Board of County Commissioners of Duval County, Florida and City Commissioners of the City of Jacksonville, or any of their employees from employing any additional help six months before any election in said City or County, unless such additional employees should be needed on account of an acute condition in City of Jacksonville or County of Duval.

House Bill No. 989:

A bill to be entitled An Act authorizing and directing the Clerk of the Circuit Court of St. Lucie County, Florida to cancel certain tax certificates owned by the State of Florida on certain lands located in St. Lucie County, Florida and owned by State Agricultural Marketing Board, a Florida corporation, and being operated as a State Farmers Market.

House Bill No. 1249:

A bill to be entitled An Act authorizing, empowering and directing the State Treasurer to cancel certain bonds which were taken for taxes pursuant to the provisions of Chapter 15054, Laws of Florida, Acts of 1931.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 42:

A bill to be entitled An Act providing for the dispensing with the General Election Books and substituting therefor and authorizing and directing the use of the Primary Registration Books in lieu thereof in all Counties of this State which now have, or may hereafter have, a population of over 267,000 inhabitants according to the last official Census of the State of Florida or the United States of America; and providing for the time in which the books shall be open for

General Elections in the office of the Supervisor of Registration only, and providing for the method of registration for the General Election; and providing that all persons who have duly registered for a preceding Primary Election shall be deemed legally registered electors for the next succeeding General Election; and providing for the time in which this Act shall take effect.

House Bill No. 530:

A bill to be entitled An Act to amend An Act entitled "An Act relating to premium taxes on persons, firms, associations, or corporations doing an insurance business in the State of Florida, and making appropriation for refunds in cases of overpayment," being Chapter 19501, Laws of Florida, 1939, by amending Section 1 of said Chapter 19501.

House Bill No. 717:

A bill to be entitled An Act relating to the examination and commitment of persons to the Florida State Hospital; requiring financial investigation of the person so committed; providing for a physical examination of said alleged insane person; fixing restrictions on entrants into the Florida State Hospital and repealing all laws and parts of laws in conflict herewith.

House Bill No. 820:

A bill to be entitled "An Act ratifying, confirming, validating and legalizing the tax assessments and levies of taxes made by the governing authority of the City of Arcadia, DeSoto County, Florida, for the years 1939 and 1940, and authorizing the collection of said taxes in the manner provided by law."

House Bill No. 923:

A bill to be entitled An Act relating to the practice of Osteopathic Medicine in the State of Florida; providing for the annual renewal of licenses with the State Board of Osteopathic Medical Examiners; providing for the conditions upon which renewal of licenses shall be issued and requirements prerequisite to the granting of such renewal licenses; providing for notice to be given licensees under said Board of the provisions and requirements of this Act; providing for the suspension of licenses to practice Osteopathic Medicine for the failure of any person to comply with the provisions of this Act and to prescribe requirements for the restoration of licenses; providing for compensation and expenses of members of said Board and the officers thereof; providing for the disposition of the surplus of such renewal and restoration fees and limiting expenditures; specifically repealing Chapter 19366, Laws of Florida 1939, which is An Act to require all persons licensed to practice Osteopathic Medicine in the State of Florida to renew annually their licenses with the State Board of Osteopathic Medical Examiners; providing requirements for issuance, notice, forfeiture for failure to comply therewith and restoration of licenses, and repeal all other laws in conflict herewith.

House Bill No. 934:

A bill to be entitled An Act providing for nomination for appointments to the offices of Assistant State Attorneys by a political party in a primary election, in all Circuits of the State of Florida now or hereafter having not less than four, nor more than five Counties composing such Circuit, and now or hereafter having one Assistant State Attorney, and having a population of at least 80,000, according to the last State or Federal Census; and providing for the qualifying of Candidates therefor.

House Bill No. 1303:

A bill to be entitled An Act to amend Section 6 of Chapter 8374, Laws of Florida, Acts of 1919, as amended by Chapter 14415, Laws of Florida, Acts of 1929, and Chapter 15516, Laws of Florida, Acts of 1931, being An Act entitled "An Act to abolish the present Municipal Government of the City of Tallahassee, in the County of Leon, in the State of Florida, and to create, establish and organize a Municipality to be known and designated as the City of Tallahassee, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges," relating to the Municipal Boundaries of the City of Tallahassee and including therein additional territory.

House Bill No. 1341:

A bill to be entitled An Act to establish a wild bird reservation and sanctuary in Brevard County, Florida; to fix the boundaries of said reservation; to provide for the maintenance of the same; to prohibit the hunting, chasing, molesting and killing of all birds within such sanctuary; to protect

bird eggs and bird nests therein; and to prescribe a penalty for violation of this Act.

House Bill No. 1354:

A bill to be entitled An Act to provide for the validation and confirmation of all assessments and assessment rolls of the City of St. Cloud, Osceola County, Florida, for the years 1933, 1934, 1935, 1936, 1937, 1938, 1939 and 1940.

House Bill No. 1356:

A bill to be entitled An Act relating to the Fort Pierce Port District in St. Lucie County, Florida; to levy, impose and collect an occupational tax upon all persons, firms and corporations licensed by the Board of Commissioners of the said Fort Pierce Port District to Act as Stevedores who are engaged in Stevedoring; providing for the distribution of the funds derived from said license tax; defining Stevedores within the meaning of this Act; and repealing all laws and parts of laws in conflict herewith.

House Bill No. 1358:

A bill to be entitled An Act rectifying, ratifying, confirming, validating and legalizing the assessments, valuations of properties, levies of taxes, tax certificates and tax sales made by the City of Fort Pierce, St. Lucie County, Florida, for the year 1940 and all prior years and authorizing the collection of said taxes in the manner provided by law.

House Bill No. 1360:

A bill to be entitled An Act to validate and legalize in the purchaser, or purchasers, and their successors and assigns in title, the title to all property acquired at any Master's Sale through foreclosure of delinquent City taxes, or special assessments or improvement liens, by the City of Fort Pierce, Florida, under the provisions of Chapter 15038, Acts of 1931, Laws of Florida, or any Acts amendatory thereto.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1236:

A bill to be entitled An Act authorizing and requiring the Board of County Commissioners of Okaloosa County, Florida, to apportion and distribute one-half of all monies and funds received by such Board of County Commissioners under the provisions of and resulting from Chapter 14832 Laws of Florida, Acts of 1931, and any amendments thereto, for the current construction, maintenance, and repairing of the public free schools of such county.

House Bill No. 1250:

A bill to be entitled An Act empowering the City of Fort Pierce, a municipal corporation, in St. Lucie County, Florida, and the County of St. Lucie, in the State of Florida, to jointly provide, maintain and conduct supervised recreation systems, to acquire, establish, conduct and maintain playgrounds, recreation centers and other recreation facilities and activities, and empowering the said City of Fort Pierce and the said County of St. Lucie separately to vote bonds and an annual tax therefor; defining the powers of said City and County and their governing bodies in connection with all such matters and providing for the creation of playgrounds and recreation boards or commissions, the election and/or appointment and the terms of the members thereof.

House Bill No. 1259:

A bill to be entitled An Act to authorize the City of Coral Gables to construct, build, erect, purchase, extend, replace, acquire, any one or more or any combination of the following municipal projects within or without the municipality, to-wit: bridges, viaducts, community houses, water works system (including new water lines), waterways, harbors and channels, jetties breakwaters, public landings, wharves, docks and other improvements for harbors and shipping facilities,

memorials, parks, including recreational facilities, play grounds, recreation centers, bathing beaches with necessary improvements, structures, buildings, piers, public buildings and plazas, reservoirs, sewers, sewage or drainage systems and sewage disposal or treatment plants, stadiums, streets, roads, avenues, alleys and highways, sidewalks and curbs, gutters and stormwater sewers or drains, harbor and port facilities, toll bridges or causeways, as defined in Section 1 of this Act; and to fix, levy and collect fees, rents, tolls or other charges for the use of such projects; and to acquire all property, real and personal appurtenant thereto or connected with such work, undertaking or project, by condemnation or otherwise; to issue bonds for the purpose of constructing, erecting, extending acquiring or purchasing any one of the above municipal projects; providing that such bonds may be payable from taxes or payable exclusively from the revenue from such municipal projects, and if payable exclusively from revenues, denying all power of taxation in connection therewith; providing for the procedure for the issuance of such bonds with an election; providing for the securing of payment of said bonds issued in pursuance of said Act, including execution of trust agreements; providing for the sale of said bonds, their terms, interest rate and how payable and how enforced, and providing for their validation; providing that the powers conferred by the Act are supplemental and in addition to the powers now enjoyed by and vested in the City of Coral Gables; and providing that if any of the provisions of the Act are held to be unconstitutional and invalid, it shall not affect the remainder of the law.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1219:

A bill to be entitled An Act validating, ratifying, and confirming all assessments, valuations of properties, and levies of taxes made by the City of Port Tampa, for the years 1940, 1939, 1938, 1937, 1936, 1935, 1934, 1933, 1932, 1931; declaring the same valid and binding liens on the property so assessed; and authorizing collection and enforcement of said taxes in the manner provided by law.

House Bill No. 1237:

A bill to be entitled An Act to provide for the registration and re-registration of all qualified electors in Taylor County, Florida, as a prerequisite for voting; providing for the furnishing and making of a new set of Registration Books in Taylor County Florida; and providing the time, manner and place of registration.

House Bill No. 1256:

A bill to be entitled An Act ratifying and confirming all actions and proceedings of the Board of County Commissioners of Okeechobee County, Florida, relating to the borrowing of funds for the purpose of paying all expenses and purchase price in acquiring property for State Highway purposes; authorizing said Board of County Commissioners to repay said loan from race track funds to be received by Okeechobee County, Florida, during the fiscal year beginning October 1, 1941, or to levy a tax for the payment of said loan or to repay same from the first funds of the County otherwise collected.

House Bill No. 1277:

A bill to be entitled An Act fixing the compensation and expense allowance for the members of the Boards of County Commissioners and members of the Board of Public Instruction, Hamilton County, Florida.

House Bill No. 1313:

A bill to be entitled An Act fixing the maximum compensation of members of the Board of Public Instruction in Gilchrist County, State of Florida; and repealing all laws in conflict herewith.

House Bill No. 1371:

A bill to be entitled An Act to validate all tax assessment rolls of the City of Key West, Florida, and the levies of taxes of said City and the sale by said City of Key West, Florida, of lands for nonpayment of taxes to said City.

House Bill No. 1125:

A bill to be entitled An Act regulating the compensation of the members of the Board of County Commissioners of Counties having a population of not less than 14,100 nor more than 15,000 according to the last Federal census.

House Memorial No. 8:

A Memorial to the President of Congress of the United States of America urging that all possible aid to Great Britain, including patrols and the conveying of ships by the United States Navy, be rendered and furnished immediately.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 632:

A bill to be entitled An Act to fix the salary of the Supervisor of Registration of Dixie County, Florida; and providing for method of payment thereof.

House Bill No. 1042:

A bill to be entitled An Act authorizing the use by the State Tuberculosis Board of any unused funds heretofore or hereafter appropriated and in excess of its regular operating appropriations for the purpose of matching or supplementing State or Federal or other funds acquired by gift or grant; to borrow money against revenue certificate; to use any of such funds in the construction and equipment of additional facilities.

House Bill No. 1332:

A bill to be entitled An Act to organize and establish a County Court in and for Madison County, Florida; to prescribe the terms thereof; to provide for the appointment of a Prosecuting Attorney for said Court, and prescribing the fees and the salaries of the Judge and the Prosecuting Attorney of the said Court, and to provide for the transfer of causes from other Courts.

House Bill No. 1139:

A bill to be entitled An Act to declare, designate and establish a certain State road in Hendry County, Florida.

House Bill No. 1369:

A bill to be entitled An Act relating to Sumter County, Florida, providing that the Comptroller of the State of Florida shall draw or cause to be drawn warrant or warrants in such sums found sufficient to pay judgments, anticipation notes, bills or debts, or liens due by the Board of Public Instruction of Sumter County, Florida, from the Treasury of the State of Florida, upon the funds in his hands to the credit of Sumter County, Florida, or that may be credited from any source whatsoever to Sumter County Florida, providing that the State Treasurer of the State of Florida shall pay or cause to be paid all warrant or warrants drawn by the State Comptroller under the provisions of this Act, providing for the use of and appropriation herewith of funds now in the hands of the State Treasurer of the State of Florida, as Treasurer Ex-Officio of Sumter County, Florida, for the payment of judgments, anticipation notes, bills or debts, or liens due by the Board of Public Instruction of Sumter County, Florida, providing for the delivery of such warrant or warrants herein provided by the Comptroller of the State of Florida, and the payment thereof by the State Treasurer as Treasurer Ex-Officio of Sumter County, Florida; and repealing all laws in conflict herewith.

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Committee Substitute for House Bill No. 43:

A bill to be entitled An Act to amend Section 1 of Chapter 17274 Laws of Florida, Acts of 1935, now Section 242, Comp. Gen. Stat. Florida, permanent supplement, entitled: "An Act to permit the retirement of State officials and State employees under certain conditions, with pay."

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 89:

A bill to be entitled An Act to declare, designate and establish certain State roads in Gulf County, Florida.

House Bill No. 1001:

A bill to be entitled An Act designating and establishing certain Roads and Highways in Taylor County, Florida, as State Roads.

House Bill No. 1036:

A bill to be entitled An Act authorizing and empowering municipalities to sell and providing for the State Road Department, the counties and/or any proper State Agency or Commission to purchase certain bridges constructed by the municipalities for the cost of which such municipalities have issued bonds, providing the manner and method of purchase and payment, and declaring, designating and establishing such bridges as State roads.

House Bill No. 1176:

A bill to be entitled An Act designating certain days during which buck deer may be hunted and taken in Lafayette County, Florida.

House Bill No. 1198:

A bill to be entitled An Act validating, ratifying and confirming the official Acts and proceedings of the Board of Supervisors of the North Ormond Drainage District in Flagler and Volusia Counties, Florida.

House Bill No. 1214:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Okeechobee County, Florida, to borrow necessary funds for paying all expenses and purchase price in acquiring property for the expansion of the airport in said county; authorizing the said Board of County Commissioners to repay said loan from race track funds to be received by said County during the fiscal year beginning October 1, 1941 or to levy a tax for the payment of same or to repay same from first funds of the County otherwise collected.

House Bill No. 1220:

A bill to be entitled An Act ratifying, validating, and confirming in every particular that certain Ordinance No. 607 passed by the City Council of the City of Port Tampa on January 7, 1941 and approved by the Mayor of said City on January 23, 1941, said ordinance being known and designated as, "The Building Code of the City of Port Tampa" and being entitled "An Ordinance establishing a building code for the City of Port Tampa, Florida; providing rules and regulations for the construction, equipment, maintenance, alterations, repairing and removal of all buildings, regulations for any and all building operations; providing for a building inspector to supervise such operations and establishing fees for building permits and prescribing penalties for the violation of any provisions of this Ordinance"; and ratifying and confirming all Acts and proceedings had and taken by the officials of said City under said Ordinance.

House Bill No. 1224:

A bill to be entitled An Act defining, designating and limiting the open season in which it may be lawful to take, hunt and kill squirrels in Santa Rosa County, Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 812:

A bill to be entitled An Act authorizing the licensing and regulation of the business of making loans in all counties in the State of Florida now having or hereafter having a population of not less than 16,110 and not more than 16,185, according to the last Federal Census in sums of three hundred (\$300.00) dollars or less, secured or unsecured, at a greater rate of interest than ten per centum (10%) per annum, as provided and authorized by Chapter 10117, Laws of Florida, Acts of 1925.

House Bill No. 990:

A bill to be entitled An Act to declare, designate and establish certain State Roads in St. Lucie County, Florida; providing for their numbering by the State Road Department of the State of Florida.

House Bill No. 1081:

A bill to be entitled An Act to amend Section 1 of Chapter 18,235, Acts 1937, entitled "An Act designating and establishing a certain State Road to become a part of the system of State Roads for the State of Florida," to provide a clear and definite location of said Road.

House Bill No. 1113:

A bill to be entitled An Act requiring the Board of County Commissioners of Gilchrist County, Florida, and the Board of Public Instruction of Gilchrist County, Florida, to publish monthly statements of their proceedings including itemized statements of receipts and disbursements of all monies received and distributed, in a newspaper published in Gilchrist County, Florida, and provide for the cost of said publication and provide penalty for the violation hereof.

House Bill No. 1138:

A bill to be entitled An Act to fix the salaries of the members of the Boards of Public Instruction in Counties in the State of Florida having a population of not less than 6460 and not more than 6475, according to the Federal census of 1940, and to authorize the payment of such salaries from the County school fund.

House Bill No. 1227:

A bill to be entitled An Act authorizing the State Board of Administration to transfer and pay over to the Board of County Commissioners of Polk County, Florida, for use in the construction and maintenance of Road in Special Road and Bridge Districts in Polk County, moneys collected and turned over to the State Board of Administration for the account of and Special Road and Bridge District in Polk County, Florida, whose entire bonded indebtedness has been retired.

House Bill No. 1234:

A bill to be entitled An Act fixing the compensation of the County Commissioners of Taylor County, Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

May 27, 1941

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 194:

A bill to be entitled An Act defining and regulating the practice of Professional Engineering in Florida and defining a Professional Engineer; providing for the registration of Professional Engineers; creating and establishing the Florida State Board of Engineer Examiners; providing for the appointment of members composing said board; defining the qualifications of the members; granting certain powers and duties to said board; providing for the expenses of said board and for the organization and holding of meetings and for the keeping of records of said board; defining violations of this Act and the penalties for such violations; providing procedure for determining violations and prescribing penalties therefor; defining and providing for exemptions from the provisions of this Act; providing as to Engineers from other States practicing professional Engineering in Florida; providing for registration and examination fees and providing for and defining qualifications for registration; providing for the holding of examinations and the issuance of Certificates of Registration and for suspending and revoking Certificates so issued; providing for appeal from the action of said board; providing for receiving, accounting for, and disbursing monies by said board; providing for the abolishment of the State Board of Engineering Examiners and the transfer of its property to and assumption of its obligation by the Florida State Board of Engineer Examiners; providing for the preservation of rights vested under the law existing prior to enactment of this law; and, save as necessary to preserve such rights, repealing all laws or parts of laws in conflict with this Act.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 473:

A bill to be entitled An Act to designate and establish certain State Roads in Escambia County, Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 26:

A bill to be entitled An Act requiring all public officials now or hereafter required to post fidelity or performance bonds, to post bonds written by surety companies authorized to do business in Florida, and providing that such officials shall not be qualified until such bonds are filed, and providing for payment of premiums thereon.

Senate Bill No. 168:

A bill to be entitled An Act providing for nominations for ap-

pointments or election to the offices of State Attorneys by a political party in a primary election and providing for the qualifying of candidates therefor.

Senate Bill No. 243:

A bill to be entitled An Act providing for the voluntary resignation and retirement of certain elective officers in towns in the State of Florida, under certain conditions, with pay, and providing when this law shall take effect.

Senate Bill No. 299:

A bill to be entitled An Act to amend Section Thirty-six of Chapter 13644, Laws of Florida, Acts of 1929, entitled: "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the Department of Game and Fresh Water Fish and the office of State Game Commissioner; to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies, to provide for the protection and conservation of game, non-game birds, freshwater fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers, and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh-water fish or hides of fur-bearing animals, to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the State of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water, or land and water, in accordance with the Act of Congress of February 18, 1929, and repealing certain existing laws and statutes; and defining certain terms used therein," in the following particulars: Reducing the daily bag limits on certain species of fresh water fish and limiting possession to one day's bag at any one time.

Senate Bill No. 432:

A bill to be entitled An Act to amend Section 272 of Chapter 19554 of Acts of 1939 relating to the manner and means of regulation of execution and inflicting punishment of death in this State so as to provide for and designate the person to execute and carry out the sentence of death.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Kelly moved that the rules be waived and the Senate take up and consider Senate Bill No. 424, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 424:

A bill to be entitled An Act requiring that any survey, excavation or scientific exploration made in Indian mounds or village sites of Indians, in State parks and County parks within the State of Florida, shall be under the direction of the Florida State Archeologist.

Was taken up.

Senator Kelly moved that the rules be further waived and Senate Bill No. 424 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 424 was read the second time by title only.

Senator Kelly moved that further consideration of Senate Bill No. 424 be informally passed, the Bill retaining its place on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senate Bill No. 457:

A bill to be entitled An Act referring to corporations and the restoration of the corporate privileges and corporate entity of corporations dissolved by operation of law for failure to pay the capital stock tax, and prescribing conditions for such restoration.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 457 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 457 was read the second time by title only.

Senator King offered the following amendment to Senate Bill No. 457:

In Section 1, line 12 (typewritten bill) after the period, insert the following: Anyone holding title to property conveyed by said corporation after dissolution, may pay the tax as provided in this Act and make such reports as may be required by the Secretary of State.

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King moved that the rules be further waived and Senate Bill No. 457, as amended, be read the third time in full and placed upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 457, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 457, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Graham, Hinely, Horne, Kanner, Kelly, King, Lewis, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Wilson—31.

Nays—None.

So Senate Bill No. 457 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Ward moved that House Bill No. 434 be recalled from the Committee on Finance and Taxation and placed on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senator Beall moved that the rules be waived and the Senate take up and consider Senate Bill No. 448, out of its order, at this time.

Senate Bill No. 448:

A bill to be entitled An Act authorizing and permitting each and every County, Governmental Unit, Department, Board or Bureau of the State of Florida, to provide for life, health, accident hospitalization or annuity insurance, or all or any kinds of such insurance for its employees, upon a group insurance plan, and to permit some of them to pay in part, to contribute in part to the payment of premiums therefor; to enter into agreements with insurance companies to provide such insurance; to deduct periodically from the wages of any employee upon written request of such employee any premium or portion of premium for such insurance.

Was taken up, pending roll call, having been read the third time in full this day.

By unanimous consent Senator Beall offered the following amendment to Senate Bill No. 448:

Add a section as follows:

A. Provided that in event any school board should include school teachers under any policy provided for by this Act, that no part of the premium therefor as to such teachers shall be paid from any public funds.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 448, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Graham, Hinely, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Wilson—32.

Nays—Senator Horne—1.

So Senate Bill No. 448 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Ward moved that Senate Bill No. 233 be recalled from the Committee on Finance and Taxation and placed on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senator Collins moved that the rules be waived and the Senate take up and consider House Bill No. 167, out of its order at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 167:

A bill to be entitled An Act to amend Section 1, Chapter

17917, Laws of Florida, Acts of 1937, being An Act entitled—"An Act relating to the salt water fishing in the State of Florida in tidal waters and other territorial waters of the State of Florida and providing a license tax on all boats, vessels, schooners or launches operating and/or plying in the tidal and salt waters or other waters under the control of the State Board of Conservation of the State of Florida, and providing an additional tax on aliens or non-residents who own such boats, vessels, schooners or launches, and defining such aliens or non-residents, and providing penalties for violation of same, by exempting certain boats and individuals from the application of said law.

Was taken up.

Senator Collins moved that the rules be further waived and House Bill No. 167 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 167 was read the second time by title only.

Senator Collins moved that the rules be further waived and House Bill No. 167 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 167 was read the third time in full.

Upon the passage of House Bill No. 167 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Wilson—34.

Nays—None.

So House Bill No. 167 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Collins withdrew Senate Bill No. 175.

Senate Bill No. 517:

A bill to be entitled An Act to repeal Chapter 19570, Laws of Florida of 1939, same being entitled, "An Act regulating the distribution and sale of domestic malt or brewed beverages as defined in Chapter 16,774, Laws of Florida, Acts of 1935, entitled 'An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing penalties for the violation of this Act and repealing existing laws concerning said beverages,' providing for a minimum cash deposit on each case of twenty-four bottles of such beverages, and providing for the enforcement of said penalties for the violation of this Act."

Was taken up in its order.

Senator Shuler moved that the rules be waived and Senate Bill No. 517 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 517 was read the second time by title only.

Senator Shuler moved that the rules be further waived and Senate Bill No. 517 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 517 was read the third time in full.

Upon the passage of Senate Bill No. 517 the roll was called and the vote was:

Yeas—Mr. President; Senators Clarke, Drummond, Dye, Folks, Gideons, Horne, Housholder, Lindler, Shepherd, Shuler, Smith, Ward, Wilson—14.

Nays—Senators Adams (30th), Beall, Butler, Cliett, Collins, Cooley, Graham, Hinely, Johnson, Kanner, Kelly, King, Lewis, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Taylor Whitaker—22.

So Senate Bill No. 517 failed to pass.

Senate Bill No. 421:

A bill to be entitled An Act to amend Section 15 of Chapter 17029, Laws of Florida, Acts of 1935, being An Act relating to forest protection, by providing penalties for violation of the provisions of said Act.

Was taken up in its order.

May 27, 1941

Senator Perdue moved that the rules be waived and Senate Bill No. 421 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 421 was read the second time by title only.

The Committee on Forestry and Parks offered the following amendment to Senate Bill No. 421:

Section 1, line 12, "after the word marshes insert the following: 'other than his own.'"

By unanimous consent Senator Adams (25th), Chairman of the Committee on Forestry and Parks, withdrew the foregoing amendment to Senate Bill No. 421.

Senator Perdue moved that the rules be further waived and Senate Bill No. 421 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 421 was read the third time in full.

Upon the passage of Senate Bill No. 421 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Kanner, Kelly, King, Lewis, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—33.

Nays—None.

So Senate Bill No. 421 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 612:

A bill to be entitled An Act to provide an assistant official court reporter for the Second Judicial Circuit of Florida; providing for the appointment of such assistant official court reporter, and providing for the compensation of such assistant official court reporter; and providing that the method of appointment, qualification, duties, and tenure of office of said reporter shall be the same as now prescribed by law for other official court reporters for the Circuit Courts of Florida.

Was taken up in its order.

Senator Shuler moved that the rules be waived and Senate Bill No. 612 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 612 was read the second time by title only.

Senator Maines offered the following amendment to Senate Bill No. 612:

In Section 1, line 1, (typewritten bill) strike out the words "Assistant" and insert in lieu thereof the following: "Two."

Senator Maines moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Maines also offered the following amendment to Senate Bill No. 612:

In Section 1, line 3, (typewritten bill) strike out the words: "Eighteen Hundred Dollars (\$1,800.00)" and insert in lieu thereof the following: "Twelve Hundred Dollars (\$1,200.00)."

Senator Maines moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Collins moved that the rules be further waived and Senate Bill No. 612, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 612, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 612, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Cliett, Collins, Cooley, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, Lewis, Lindler, Maddox, McKenzie, Price, Shands, Shuler, Smith, Ward, Whitaker, Wilson—26.

Nays—Senators Drummond, Johnson, King, Maines, Perdue, Rose, Shepherd, Taylor—8.

So Senate Bill No. 612 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 605:

A bill to be entitled An Act to amend Sections 1 and 3

of Chapter 10096, Laws of Florida, Acts of 1925, the same being An Act relating to corporations, so as to extend the provisions of said chapter to all corporations for profit.

Was taken up in its order.

Senator Kelly moved that the rules be waived and Senate Bill No. 605 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 605 was read the second time by title only.

Senator Kelly moved that the rules be further waived and Senate Bill No. 605 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 605 was read the third time in full.

Upon the passage of Senate Bill No. 605 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Shands, Shepherd, Smith, Taylor, Ward, Whitaker, Wilson—32.

Nays—Senators Housholder, Rose—2.

So Senate Bill No. 605 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Price moved that the rules be waived and the Senate take up and consider House Bill No. 1230, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 1230:

A bill to be entitled An Act to amend Section 3 of Chapter 8415, Laws of Florida, Acts of 1921, the same relating to the appointment of members of the State Board of Medical Examiners of the State of Florida by the Governor.

Was taken up.

Senator Price moved that the rules be further waived and House Bill No. 1230 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1230 was read the second time by title only.

Senator Price moved that the rules be further waived and House Bill No. 1230 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1230 was read the third time in full.

Upon the passage of House Bill No. 1230 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

Nays—None.

So House Bill No. 1230 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Price withdrew Senate Bill No. 634.

Senator Cooley moved that the rules be waived and the Senate take up and consider House Bill No. 1346, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 1346:

A bill to be entitled An Act providing for a State Service Officer, an Assistant State Service Officer and three Field Secretaries in the State of Florida, and to prescribe their powers and duties and to fix their compensation. The duties shall be in connection with the handling of claims of all veterans of all wars and their dependents, and soldiers, sailors and marines of the armed forces of the United States who served during peace time and received injuries directly due to their service.

Was taken up.

Senator Cooley moved that the rules be further waived and House Bill No. 1346 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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And House Bill No. 1346 was read the second time by title only.

Senator Cooley offered the following amendment to House Bill No. 1346:

Strike out the entire Section numbered "Section 2." and insert the following in lieu thereof:

"Section 2. The salary of such State Service Officer shall be Three Thousand (\$3,000.00) Dollars per annum, and such Assistant State Service Officer shall be Two Thousand Four Hundred (\$2,400.00) Dollars per annum; the salaries of each Field Secretary shall be Eighteen Hundred (\$1,800.00) Dollars per annum, and in addition thereto there shall be appropriated for the State Service Officers the necessary traveling expenses, office rent, equipment, postage and incidental expenses, a sum not to exceed Fifteen Hundred (\$1,500.00) Dollars annually, and the further sum of Twenty-Four Hundred (\$2,400.00) Dollars annually for stenographic help and file clerk.

A further sum of Three Thousand (\$3,000.00) Dollars shall be allowed annually for necessary expenses including travel expense for the Field Secretaries. The amount necessary to pay such salaries and expenses, be and the same is hereby appropriated annually out of the General Revenue Fund."

Senator Cooley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Cooley moved that the rules be further waived and House Bill No. 1346, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1346, as amended, was read the third time in full.

Upon the passage of House Bill No. 1346, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Butler, Clarke, Collins, Cooley, Drummond, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Linder, Maddox, McKenzie, Price, Rose, Shands, Shepherd, Shuler, Smith, Ward, Whitaker, Wilson—29.

Nays—Senators Beall, Johnson, Maines—3.

So House Bill No. 1346 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Cooley withdrew Senate Bill No. 604.

Senate Bill No. 38:

A bill to be entitled An Act to amend Section 5995, Revised General Statutes of Florida, 1920, the same being Section 8289, Compiled General Laws of Florida, 1927, as amended by Chapter 18002 Laws of Florida Acts of 1937, the same being laws relating to Jurisdiction of Justices of the Peace and County Judges in Criminal Cases; the effect of this Act being to vest jurisdiction in Justices of the Peace to hold a court to try and determine certain misdemeanor cases arising in their respective districts.

Was taken up in its order.

Senator Horne moved that the rules be waived and Senate Bill No. 38 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 38 was read the second time by title only.

The Committee on Judiciary "C" offered the following amendment to Senate Bill No. 38:

(Typewritten bill) strike out Section 2-A and insert in lieu thereof the following:

Section 2-A. The provisions of this Act shall not apply to Counties having a population of more than 27,000, as shown by the Federal Census of 1940.

Senator Whitaker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "C" also offered the following amendment to Senate Bill No. 38:

After Section 3, (typewritten bill) add the following:

Section 3-A. If any clause or section of this Act be declared unconstitutional or invalid for any reason by any competent Court in this State, the remaining portion or portions of this Act shall be and remain in force and valid as if such clause or section had not been incorporated therein.

Senator Whitaker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Drummond offered the following amendment to Senate Bill No. 38:

Add "Section 1-A. The provisions of this Act shall not apply to Counties of the State of Florida having a population of not less than 14,200 nor more than 16,150, according to the last State or Federal Census."

Senator Drummond moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Housholder offered the following amendment to Senate Bill No. 38:

Add "Section 1-B. The provisions of this Act shall not apply to Counties of the State of Florida having a population of not less than 21,000 nor more than 26,000 according to the last State or Federal Census."

Senator Drummond moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johnson offered the following amendment to Senate Bill No. 38:

Add "Section 1-C: The provisions of this Act shall not apply to Counties of the State of Florida having a population of not less than 5,500 nor more than 5,900 according to the last State or Federal census."

Senator Drummond moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Maines offered the following amendment to Senate Bill No. 38:

Add Section 3-B to read as follows: "The provisions of this Act shall not apply to Counties of the State of Florida having a population of less than 6,000 or more than 9,000."

Senator Maines moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Drummond moved that the rules be waived and the Senate do now reconsider the vote by which the following amendment to Senate Bill No. 38 was adopted:

After Section 3, (typewritten bill) add the following:

Section 3-A: If any clause or section of this Act be declared unconstitutional or invalid for any reason by any competent Court in this State, the remaining portion or portions of this Act shall be and remain in force and valid as if such clause or section had not been incorporated therein.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which the foregoing amendment to Senate Bill No. 38 was adopted.

The question recurred on the adoption of the foregoing amendment to Senate Bill No. 38.

Which was agreed to and the amendment was adopted.

Senator Horne moved that the rules be further waived and Senate Bill No. 38, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 38, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 38, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Clieft, Collins, Cooley, Dye, Folks, Gideons, Graham, Horne, Kelly, King, Lewis, Linder, Maines, McKenzie, Perdue, Price, Shands, Shepherd, Shuler, Taylor, Ward, Whitaker—27.

Nays—Senators Drummond, Hinely, Johnson, Kanner, Maddox, Rose, Smith—7.

So Senate Bill No. 38 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Whitaker moved that Senate Bill No. 623 be recalled from the Committee on Judiciary "C" and referred to the Committee on Temperance.

Which was agreed to and was so ordered.

Senate Bill No. 611:

A bill to be entitled An Act to preserve the right of suffrage to any soldier, sailor, marine, or other person enlisted or commissioned in the armed forces of the United States America, who is a bona fide elector in any precinct (ward) in any county (city) in the State of Florida; prescribing the method for the registration of said soldier sailor, marine, or other person, duly enlisted or commissioned in the armed forces of the United States of America, wherever the said

person may be at the time for registration; prescribing the method of voting for said person who may be a qualified elector and who at the time of the election is absent from his home precinct (ward) by reason of the fact that he is a soldier, sailor, marine, or otherwise enlisted or commissioned in the armed forces of the United States of America; prescribing the duties of the election officials with reference to the purposes and provisions of this Act; prescribing an effective date hereof and providing for the repeal of any laws in conflict herewith.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 611 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 611 was read the second time by title only.

Senator Cooley moved that the rules be further waived and Senate Bill No. 611 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 611 was read the third time in full.

Upon the passage of Senate Bill No. 611 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Hinely, Horne, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker—33.

Nays—None.

So Senate Bill No. 611 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 594:

A bill to be entitled An Act providing for the method of electing national committeemen, national committeewomen, delegates and alternates to national conventions, and presidential electors of minority political parties and granting to the State Executive Committees of such minority political parties the authority to determine by resolution the method of electing such officials.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 594 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 594 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 594 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 594 was read the third time in full.

Upon the passage of Senate Bill No. 594 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Drummond, Folks, Gideons, Graham, Hinely, Horne, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—33.

Nays—None.

So Senate Bill No. 594 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Smith moved that the rules be waived and the Senate take up and consider House Bill No. 1112, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 1112:

A bill to be entitled An Act relating to the suspension or revocation of licenses of insurance agents or solicitors.

Was taken up.

Senator Smith moved that the rules be further waived and House Bill No. 1112 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1112 was read the second time by title only.

Senator Smith offered the following amendment to House Bill No. 1112:

In Section 1, last line, add the following: "The provisions of this Act shall not apply to agents of Life Insurance Companies."

Senator Smith moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Smith moved that the rules be further waived and House Bill No. 1112, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1112, as amended, was read the third time in full.

Pending roll call on House Bill No. 1112, Senator Smith moved that the further consideration thereof be informally passed.

Which was agreed to and it was so ordered.

Senate Bill No. 632 was taken up in its order and the consideration thereof was informally passed.

Senator Dye moved that the rules be waived and the hour of adjournment at this session be fixed at 4:30 o'clock P. M.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Dye moved that the rules be waived and the hour of convening tomorrow morning, May 28, 1941, be fixed at 10:30 o'clock A. M.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Beall moved that the rules be waived and Senate Joint Resolution No. 502 be made a Special and Continuing Order of Business for consideration by the Senate beginning at 11:00 o'clock A. M. Wednesday, May 28, 1941.

Which was agreed to by a two-thirds vote and it was so ordered.

Senate Bill No. 568:

A bill to be entitled An Act to exempt Disabled Veterans of the World War and Spanish-American war, and the widows of such veterans who have not re-married, from the payment of an occupation tax or license fee in the State of Florida, and to provide the manner in which such exemption shall be allowed.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 568 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 568 was read the second time by title only.

Senator Cooley moved that the rules be further waived and Senate Bill No. 568 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 568 was read the third time in full.

Upon the passage of Senate Bill No. 568 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker—33.

Nays—None.

So Senate Bill No. 568 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bills Nos. 188 and 497 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 347:

A bill to be entitled An Act to provide for the retirement of any person who shall have attained age sixty-four (64) years and shall have completed thirty (30) years of service as an officer or enlisted man of the organized militia of Florida on before, or subsequent to the passage of this Act, fixing the retirement pay of such person and making appropriation therefor.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 347 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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And Senate Bill No. 347 was read the second time by title only.

Senator Cooley moved that the rules be further waived and Senate Bill No. 347 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 347 was read the third time in full.

Upon the passage of Senate Bill No. 347 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lindler, Maddox, McKenzie, Price, Rose, Shands, Taylor, Whitaker, Wilson—28.

Nays—Senators Maines, Perdue, Shepherd, Shuler, Ward—5.

So Senate Bill No. 347 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 632 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 631:

A bill to be entitled An Act relating to the purchase of motor vehicles for the use of certain State institutions, officers, agencies and departments; prescribing the powers and duties of the Board of Commissioners of State Institutions and the State Budget Commission with reference thereto; making certain purchases unlawful, providing certain exemptions from the provisions of this Act and repealing Chapter 13810, Laws of Florida, Acts of 1929.

Was taken up in its order.

Senator Shands moved that the rules be waived and Senate Bill No. 631 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 631 was read the second time by title only.

Senator Shands offered the following amendment to Senate Bill No. 631:

In typewritten bill, after Section 2, add the following:

Section 2-A: The Department of Agriculture is hereby authorized to purchase all necessary trucks for exhibit and laboratory use by said Department, provided such purchases are within the appropriations for necessary and regular expense of such Department, or within the motor vehicle appropriation therefor.

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands moved that the rules be further waived and Senate Bill No. 631, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 631, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 631, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Maddox, Maines, McKenzie, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—33.

Nays—None.

So Senate Bill No. 631 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 614:

A bill to be entitled An Act authorizing the Secretary of State to issue permits under certain conditions for the erection of monuments or statues intended to be dedicated to the service and memory of any official of the State.

Was taken up in its order.

Senator Shands moved that the rules be waived and Senate Bill No. 614 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 614 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 614 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 614 was read the third time in full.

Upon the passage of Senate Bill No. 614 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Housholder, Johnson, Kanner, Kelly, King, Lindler, Maddox, McKenzie, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—32.

Nays—None.

So Senate Bill No. 614 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 622:

A bill to be entitled An Act to amend Sections 11 and 23 of Chapter 14764 Laws of Florida, Acts of 1931, entitled "An Act providing for the supervision and regulation of persons, firms, corporations and associations, owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; providing for regulations of safety and proper operation affecting the use of said highways and preservation thereof, defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida, and providing for the enforcement of the provisions of this Act and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenues raised by the same; and providing certain exemptions and repealing all Acts inconsistent with the provisions of this Act," as amended by Chapter 17115, Laws of Florida, Acts of 1935, and as further amended by Chapter 18026, 18027, 18028 and 18029, Laws of Florida, Acts of 1937, and as further amended by Chapter 19107, Laws of Florida, Acts of 1939; prescribing the width, height, length and weight of vehicles and combinations of vehicles and the loads thereof which may be operated on the Public Highways by auto transportation companies; providing that "For Hire" license tags shall not be required on pick-up and delivery trucks operated by auto transportation companies within limits of established municipalities or in territory immediately adjacent thereto; and repealing all Acts inconsistent with the provisions of this Act.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 622 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 622 was read the second time by title only.

The Committee on Motor Vehicles offered the following amendment to Senate Bill No. 622:

On page 2, line 5 (typewritten bill), strike out the words "thirteen" and insert the following: "twelve."

Senator Perdue moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Motor Vehicles also offered the following amendment to Senate Bill No. 622:

In Section 1 and amending Section 11, subsection (b) of the bill, strike out the figure "13" and insert the following: "12".

Senator Perdue moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Cooley moved that the rules be further waived and Senate Bill No. 622, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 622, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 622, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cooley, Drummond, Graham, Horne, Kanner, King, Maddox, McKenzie, Perdue, Price, Rose, Shuler, Taylor, Whitaker—19.

Nays—Senators Collins, Dye, Folks, Hinely, Housholder, Johnson, Kelly, Lewis, Lindler, Maines, Shepherd, Ward, Wilson—13.

So Senate Bill No. 622 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator King moved that the rules be waived and the

Senate take up and consider House Bill No. 659, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 659:

A bill to be entitled An Act to amend and clarify the Florida Workmen's Compensation Act, and to amend Sections 14 15, 28, 29, and 34 of Chapter 17481, Acts of 1935; and Sections 2, 13, 16, 20, 25, and 27 of Chapter 17481, Acts of 1935, as amended by Chapter 18413, Acts of 1937, being:

"An Act to provide for and adopt a comprehensive workmen's compensation law for the State of Florida; to provide compensation thereunder for disability or death resulting from an injury arising out of and in the course of employment; limiting, regulating and prohibiting resort to certain common law causes of action and/or defense in cases falling within the purview of this Act; imposing certain duties and exactions upon employers and/or employees falling within the scope of this law; defining the employments subject hereto and delimiting the application of this Act as applied to other employments and setting up an agency in the State for the administration hereof;"

Creating the Florida Industrial Commission and providing for the appointment of three (3) members in said commission and providing for the appointment of said commission, consisting of the Chairman and two (2) other members; fixing their compensation and prescribing their duties. Redefining the employments subject to the Workmen's Compensation Law; providing for a waiting period of four days and for the non-payment of compensation during such period; providing for rules and regulations permitting two or more employers to join together in qualifying as self-assured; making certain changes with respect to death benefits; permitting the commission to designate in the award a person to whom compensation is payable in the case of a minor or incompetent; providing for an election of remedies in case of third party liability; permitting an assessment of not more than three per centum upon premiums for purposes of administering the Workmen's Compensation Act; and providing for autopsy in compensation cases; and for disposition of death benefits to designated parties where no dependents exist; and further to amend such Act by adding thereto certain sections thereby providing for accident prevention and safety of employees in connection with the administration of the Workmen's Compensation Act by authorizing the Industrial Commission to make rules relating to safety in places of employment; requiring employers to maintain safe places of employment; permitting inspectors to see that such safety provisions are observed; providing for appeal from such rules and for penalties in case of violation thereof; surrendering in compensation cases on behalf of the State, its boards, bureaus, departments and agencies and its subdivisions employing labor, the sovereign's rights to freedom from suit and authorizing proceedings to collect compensation due employees thereof; providing double compensation in case of injury to illegally employed minors— and for other purposes.

Redefining the employments subject to the Workmen's Compensation Law; increasing the liability of the employer for medical benefits; making certain changes with respect to the determination of average weekly wages and the percentage of such wages to be paid for disability or death; providing for attorneys fees in addition to compensation in certain cases; authorizing the commission to direct a lump sum payment; making certain changes with respect to applications for review of orders of deputy commissioners and appeals from the decisions of the full commission; clarifying the procedure with respect to modification of awards; and authorizing the commission to make charges for the performance of certain duties; and providing that witnesses may be allowed the same fees and mileage as in cases at law.

Was taken up.

Senator King moved that the rules be further waived and House Bill No. 659 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 659 was read the second time by title only.

The Committee on Labor and Industry offered the following amendment to House Bill No. 659:

In Section 8, line 10, (typewritten bill), strike out the words "Supreme Court" and insert the following: "Circuit Court in the Circuit where the injury occurred."

Senator King moved the adoption of the amendment. Which was agreed to and the amendment was adopted. The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 16, line 2, (typewritten bill), strike out the words "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 7, page 15, line 3, (typewritten bill), strike out the words "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 16, line 10 (typewritten bill), strike out the words "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 16, line 15, (typewritten bill), strike out the words "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 4, (typewritten bill) strike out the words "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 17, (typewritten bill), strike the words "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 32 (typewritten bill), strike the words "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 22 (typewritten bill), strike out the words "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 24, (typewritten bill), strike out the word "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 30, (typewritten bill), strike out the word "ten" and insert the following: "twenty."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 16, line 23 (typewritten bill), strike out the word "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 33, (typewritten bill), strike out the word "Supreme" and insert the following: "Circuit."

Senator King moved the adoption of the amendment.

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Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 38, (typewritten bill), strike out the word "ten" and insert the following: "twenty."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 46, (typewritten bill), strike out the word "ten" and insert the following: "twenty."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Labor and Industry also offered the following amendment to House Bill No. 659:

In Section 8, page 17, line 51, (typewritten bill), after the word "court," and immediately preceding Section 9, insert the following:

"(1) Any interested party may appeal to the Supreme Court from such orders of the Circuit Court, within the same period of time and following the same procedure as is used in appeals from orders of the full Commission to the Circuit Court."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King moved that the rules be further waived and House Bill No. 659, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 659, as amended, was read the third time in full.

Upon the passage of House Bill No. 659, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

Nays—None.

So House Bill No. 659 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Kelly moved that the rules be waived and the Senate do now revert to the consideration of Messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 26, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with amendments:

By Senator Kelly—
Senate Bill No. 633:

A bill to be entitled An Act to validate, ratify and confirm all Acts and proceedings of the City Commission of the City of Fernandina, Florida, and of the officers and agents of said City relative to the authorization and issuance of not exceeding fifty-four thousand dollars (\$54,000) of refunding bonds for the purpose of refunding outstanding bonded indebtedness of said City, and to provide for and authorize the issuance of said refunding bonds.

Proof of Publication attached.

Which amendments read as follows:

House Amendment No. 1:

Strike out all of Section 5 and insert the following in lieu thereof:

Section 5. This Act shall be submitted to the qualified electors of the City of Fernandina, Florida, who were qualified to vote in the regular municipal election in August, 1940, at an election to be held on the 17th day of June, A. D. 1941. If a majority of the qualified electors participating in said election shall be in favor of the approval of this Act, the same shall become effective immediately after the approval thereof as aforesaid. Notice of said election shall be

given by the Clerk of the City of Fernandina, Florida, by publishing the same in two consecutive issues of two newspapers published in said City, the first publication to be not less than eight days before the said election, and such election shall be held in accordance with the provisions of this Section, anything in the present Charter of the City of Fernandina to the contrary notwithstanding. Said election shall be held and conducted as nearly as may be as provided by the terms of this Act and the Charter of the City of Fernandina and the ordinances enacted pursuant thereto governing elections, it being the intention of the Legislature to require that this Act shall be submitted to the people in order that they may by their vote determine whether or not same shall become effective, and that same shall be submitted on the 17th day of June, A. D. 1941, and all the necessary powers are hereby vested in the City Commission of the City of Fernandina, Florida, to carry out the terms hereof.

House Amendment No. 2:

At the end of the Title, change the period to a comma, and add the following: and to provide that nothing herein contained shall discharge the existing liability or accountability, if any of any of its officials to said City for his acts, and to provide for the holding of a referendum election to determine whether or not this Act shall be approved or disapproved by the citizens of Fernandina.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And Senate Bill No. 633, contained in the above message, was read by title together with the House Amendments.

Senator Kelly moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 633.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 633.

Senator Kelly moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 633.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 633.

And Senate Bill No. 633, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 549:

A bill to be entitled An Act providing for the retirement of State and County officers and employees, of the State of Florida, under certain conditions; establishing a fund to be known as the "State and County Officers and Employees Retirement Fund" and providing for the contributions thereto by State and County officers and employees under certain conditions; providing for the pay of such retired State and County officers and employees; providing for the retirement and pay of permanently and totally disabled State and County officers and employees; providing for the reimbursement under certain conditions from the fund to State and County officers and employees; making appropriations to carry out the provisions of this Act.

Was taken up in its order.

Senator Adams (30th) moved that the rules be waived and Senate Bill No. 549 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 549 was read the second time by title only.

Senator Adams (30th) moved that the rules be further waived and Senate Bill No. 549 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 549 was read the third time in full.

Pending roll call on Senate Bill No. 549, Senator Whitaker moved that the rules be waived and Senate Bill No. 549 be made a Special and Continuing Order of Business for consideration by the Senate beginning at 12:00 o'clock Noon, Wednesday, May 28, 1941.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Beall moved that the Senate reconsider the vote by which Senate Bill No. 622 passed the Senate at this session. And the motion went over under the rule.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 5:45 o'clock P. M. until 10:30 o'clock A. M., Wednesday, May 28, 1941.